



Contents



Next



Previous



Query



Next Hit



Prev. Hit



Home



How to Query

**Chapter 116****Fish and Game Licensing and Seafood Marketing Assessment****Article**[1. License Officers. \(15 AAC 116.010 - 15 AAC 116.070\)](#)[2. Licensing. \(15 AAC 116.100 - 15 AAC 116.130\)](#)[3. Miscellaneous and General Licensing Provisions. \(15 AAC 116.300 - 15 AAC 116.310\)](#)[4. Seafood Marketing Assessment on Processors. \(15 AAC 116.600 - 15 AAC 116.700\)](#)

Article 1**License Officers****Section**[10. \(Repealed\).](#)[11. Appointment of license officer.](#)[20. \(Repealed\).](#)[21. Qualifications for appointment as a license officer.](#)[30. Obligations and duties of license officers.](#)[40. Compensation.](#)[50. Employees of license officers.](#)[60. Suspension or revocation of license officer appointment.](#)[70. Fees, reports, and license inventory due when license officer appointment expired.](#)

suspended, or revoked.

15 AAC 116.010. Appointment of fish and game license vendors

Repealed 3/25/83.

15 AAC 116.011. Appointment of license officer

(a) A person who wishes to be appointed a license officer must apply to the department for appointment on a form prescribed by the department.

(b) Appointment as a license officer is not effective until an applicant has signed and returned a contract and the department has notified the applicant that the contract has been received and accepted. However, a person may be appointed for a temporary period, not to exceed 30 days, by verbal notice which is confirmed in writing from the department, when the appointment is necessary because of the death, incapacity, resignation of a license officer serving an area, or the absence of a license officer for an area.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.380](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#) (2)

15 AAC 116.020. Prohibited licensing

Repealed 3/25/83.

15 AAC 116.021. Qualifications for appointment as a license officer

(a) A natural person may apply for appointment as a license officer, if that person is at least 18 years of age. A business entity may apply for appointment, if the person operating the business has obtained an Alaska business license.

(b) If an applicant is a business entity, the applicant must designate an individual who is employed by the applicant as the person who will be responsible for carrying out the duties of a license officer. For each business entity applicant, the department will not

appoint more than one license officer at each store or other site of business of the applicant. Additional persons, however, may be authorized to issue licenses under 15 AAC [116.050](#).

(c) The department will, in its discretion, deny appointment to any person who has failed to perform the duties of a license officer in accordance with the terms of a contract of appointment at any time during the preceding three years.

(d) The department will, in its discretion, deny appointment upon a finding that a particular area or locale is adequately served by existing license officers and that appointment of an additional license officer would not benefit the public. If the department denies an applicant appointment under this subsection, the department will advise the applicant in writing of its decision and will list the name and address of each license officer in the area or locale of the applicant.

(e) A person who has been convicted of a felony within the preceding five years will not be appointed as a license officer.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.380](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#) (2)

15 AAC 116.030. Obligations and duties of license officers

(a) Each license officer must enter into a contract of appointment with the department before commencing duties as a license officer. The contract must be on a form provided by the department and must state

(1) the term of the appointment, not to exceed three years;

(2) the class or classes of licenses the license officer is authorized to sell;

(3) the reporting and accounting period and other reporting and accounting obligations of the license officer;

(4) the right of the department to audit or examine the books and inventory of the license

officer;

(5) the duty of the license officer to account for all money collected and the right of the department to receive from the license officer all money except the license officer's commission;

(6) the duty of the license officer or the officer's employees to administer oaths to license applicants in the manner prescribed by the department; and

(7) any other matters specified in 15 AAC [116.010](#) - 15 AAC [116.310](#), or other matters which the department determines to be appropriate.

(b) Except as provided in (c) of this section, the department will provide a blanket bond applicable to all license officers in an amount of not less than \$2,000. Each license officer must complete all forms necessary to obtain coverage under this bond.

(c) If, based on the past or expected performance of a license officer, the department determines that the amount of money which a license officer will handle during the term of his appointment is more than four times the amount of the bond coverage provided under (b) of this section, and that the interests of the state are not otherwise adequately protected, the department will, in its discretion, require the applicant to post a bond in an amount established by the department.

(d) Where the amount of money a license officer handles during the term of his appointment justifies such action, the department will, in its discretion, require that the license officer establish a bank account to which the license officer must deposit all fees collected for licenses. Alternatively, the department will, in its discretion, require that the license officer deposit fees collected for licenses directly to an account established by the department for that purpose. If the department imposes these requirements on a license officer, the requirements will be stated in the contract or in an amended contract between the department and the license officer.

(e) If a license officer fails to perform duties and obligations in strict accordance with the terms of the contract, the department will, in its discretion, give to the license officer notice of the officer's noncompliance and a demand for compliance. If the license officer fails to remedy the noncompliance after notice and demand, the department will, in its discretion, terminate the officer's appointment in accordance with 15 AAC [116.060](#) and, in addition, take any other action necessary to protect the state's interests, including commencement of suit.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.360](#)

[AS 16.05.380](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#) (2)

[15 AAC 116.040. Compensation](#)

(a) In addition to the amount a license officer is authorized to retain under [AS 16.05.390](#) (a)(1), a license officer is entitled to compensation at the rate of \$1 for each license and each tag sold, except commercial fishing licenses sold under [AS 16.05.440](#) - 16.05.480. However, if a license officer sells less than 50 licenses and tags during the year, the officer is entitled to receive \$50 compensation for that year.

(b) The department will pay license officers quarterly, except that no payment will be made unless the cumulative amount due to a license officer under [AS 16.05.390](#) (a)(2) equals or exceeds \$50 after the deductions authorized by (d) of this section. If a license officer's cumulative sales are less than 50 licenses and tags on December 31, the department will pay the license officer \$50 compensation for the calendar year.

(c) Calculation of the compensation due a license officer under [AS 16.05.390](#) will be based only on reports and proceeds actually received by the department by the end of each calendar quarter. Compensation for licenses sold in one quarter and reported the following quarter must be included in the calculation for the current quarter. However, if a license officer reports licenses sold in one calendar year on the next calendar year report, and the officer's total sales for the previous year were less than 50 licenses and tags, the difference between 50 and the number of licenses and tags actually sold will be deducted from the year reported and added to the previous year's sales. This will be done to ensure that the license officer is not paid twice for these sales.

(d) If the department determines that the license officer has submitted to the department less than the full amount due, the department, before making payment of the compensation authorized by [AS 16.05.390](#) (a)(2) and this section, will deduct from the compensation the difference between the amount due and the amount submitted to the department. The department will inform the license officer, in writing, of all deductions.



Title 15 Revenue

Folio Controls



Document



Next



Previous



Query



Home



How to query

+ [Title 1](#)[General Provisions](#)+ [Title 2](#)[Administration](#)+ [Title 3](#)[Commerce, Community, and Economic Development](#)+ [Title 4](#)[Education and Early Development](#)+ [Title 5](#)[Fish and Game](#)+ [Title 6](#)[Governor's Office](#)+ [Title 7](#)[Health and Social Services](#)+ [Title 8](#)[Labor and Workforce Development](#)+ [Title 9](#)[Law](#)+ [Title 10](#)[Military and Veterans Affairs](#)+ [Title 11](#)[Natural Resources](#)+ [Title 12](#)[Professional and Vocational Regulations](#)+ [Title 13](#)[Public Safety](#)+ [Title 14](#)[Public Works](#)+ [Title 15](#)[Revenue](#)+ [Title 16](#)[Economic Development](#)+ [Title 17](#)[Transportation and Public Facilities](#)+ [Title 18](#)

[Environmental Conservation](#)

⊕ [Title 19](#)

[Community And Regional Affairs](#)

⊕ [Title 20](#)

[Miscellaneous Boards and Commissions](#)





Contents



Next



Previous



Query



Next Hit



Prev. Hit



Home



How to Query

**History: Eff. 3/25/83, Register 85****Authority:** [AS 16.05.380](#)[AS 16.05.390](#)[AS 16.05.460](#)[AS 43.05.080](#)[AS 44.25.020](#)**[15 AAC 116.050. Employees of license officers](#)**

(a) Employees of a license officer may issue licenses under the authority of the license officer if the employer-license officer complies with the requirements of (b) of this section. An employee who is authorized to issue licenses under (b) of this section has all the rights, duties, obligations, and authority of a license officer except as limited by (c) of this section or as limited by the employer.

(b) An employer-license officer shall submit to the department, on a form provided by the department, the name of an employee who will be issuing licenses under the authority of the employer-license officer. A separate form must be submitted for each employee who will be issuing licenses. The form must be signed by both the employer-license officer and the employee. Any failure or default by the employee, including failure to account for all money, will be considered a failure or default by the employer-license officer, and the department will, in its discretion, take action against the employee, the employer-license officer, or both.

(c) The employer-license officer is responsible for the submission of all reports and the accounting of all money collected by the employee. The compensation authorized by [AS 16.05.390](#) (a) will be paid to the employer-license officer. The employee will have no right or interest in the compensation. Upon the termination of the employee's employment, or at the request of the employer-license officer, the employee's licensing authority will immediately terminate. Employees shall sign license applications with the name of their supervising license officer followed by a notation which states the license is issued "by" the employee, who shall identify himself or herself either by full name or by complete initials.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.380](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#)

15 AAC 116.060. Suspension or revocation of license officer appointment

(a) If the department intends to suspend or revoke a license officer appointment issued under this chapter, the department will give the license officer 30 days' notice of the intended suspension or revocation. If the basis for suspension or revocation still exists on the 30th day, the department will notify the license officer of immediate suspension or revocation, unless an appeal under (d) of this section has been timely filed by the license officer. Upon suspension or revocation of an appointment, all money collected, except the license officer's commission, is due and payable as provided in 15 AAC [116.070](#).

(b) The basis for suspension or revocation of a license officer appointment may include any of the following circumstances:

(1) notice of bond cancellation is received by the department;

(2) a discrepancy exists between the license officer's records or returns required to be filed with the department and the department's audit or examination of the license officer's books and inventory;

(3) the license officer fails to collect fees or fails to pay to the department money due to the department;

(4) a renewal application is not timely filed;

(5) the license officer fails to meet any of the conditions specified or required by [AS 16.05](#), 15 AAC [116](#), or by the contract itself; or

(6) the license officer knowingly or wilfully issues, or causes to be issued, a license or tag to an individual who has attempted to take or has taken an animal or fish for which the license or tag should have been acquired before the hunting or fishing activity.

(c) When a license officer appointment is revoked under this section, the license officer

may not apply for a new appointment for three years after the date of revocation. The date of suspension or revocation is the date on which the notice of immediate suspension or revocation is issued. If a formal hearing has been requested, the date of suspension or revocation is the date of the hearing decision.

(d) If a person is aggrieved by a notice of intended suspension or revocation, that person may appeal to the department and may request a formal hearing under the procedures set out in [AS 43.05.240](#) (c) and 15 AAC [05.001](#), 15 AAC [05.010\(a\)](#) (2) - (4) and (b), 15 AAC [05.030\(a\)](#) and (d) - (p), 15 AAC [05.035](#) - 15 AAC [05.040](#), and 15 AAC [05.050\(c\)](#) . The appeal must be submitted to the department in person or by mail within 10 days after the date of mailing the notice of intended revocation by the department. Failure to request a hearing within the time provided in this section waives the license officer's right to a hearing.

(e) Upon receipt of a timely appeal under (d) of this section, the department will schedule a formal hearing to be held within 10 working days after the receipt of the appeal form. If the department determines that a correction is warranted, the department will make the correction. A written decision concerning the appeal will be issued within 10 working days after the formal hearing has been concluded.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.340](#)

[AS 16.05.380](#)

[AS 16.05.390](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#)

[15 AAC 116.070. Fees, reports, and license inventory due when license officer appointment expired, suspended, or revoked](#)

The reporting and accounting obligations of the license officer, all money collected, except the license officer's commission, and all license inventory are due by the last day of the month following the month during which the license officer appointment expired, was suspended, or was revoked.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.340](#)

[AS 16.05.380](#)

[AS 16.05.390](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#)

[Article 2](#) **Licensing**

Section

[100. Qualifications for license and proof of qualification.](#)

[110. Persons exempt from licensing requirements.](#)

[120. Refund of license fees.](#)

[130. Lost or destroyed licenses.](#)

[15 AAC 116.100. Qualifications for license and proof of qualification](#)

(a) Only natural persons may be issued licenses under [AS 16.05](#) and this chapter.

(b) An applicant claiming entitlement to a resident license or special status license has the burden of proving to the license officer that he is entitled to the license and shall take an oath administered by the license officer certifying the truthfulness of the applicant's status.

(c) The license officer shall accept as adequate proof of residency an Alaska driver's license, voter registration card, school records, proof of home ownership or rental receipts, tax records, employment records, or court or other governmental agency records,

showing that the applicant is a resident.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.330](#)

[AS 16.05.360](#)

[AS 16.05.450](#)

[AS 43.05.080](#)

[AS 44.25.020](#)

[15 AAC 116.110. Persons exempt from licensing requirements](#)



Title 15 Revenue

Chapter 116 Fish and Game Licensing and Seafood Marketing Assessment

Article 1 License Officers

15 AAC 116.040. Compensation



Contents



Next



Previous



Query



Next Hit



Prev. Hit



Home



How to Query



Authority: [AS 37.10.240](#)

Editor's note: As of Register 143 (October 1997), 15 AAC [112.370](#) was relocated by the regulations attorney to 15 AAC [112.990](#). The history note for 15 AAC [112.990](#) reflects its history under its former number.

As of Register 175 (October 2005), changes were made to 15 AAC [112.990](#) by the regulations attorney to recognize the establishment of the Alaska Retirement Management Board to replace the Alaska State Pension Investment Board, the Alaska Teachers' Retirement Board, and the Public Employees' Retirement Board. The changes were made by the regulations attorney in accordance with ch. 9, FSSLA 2005 and [AS 44.62.125](#) (b) (6).

[Chapter 114](#)

Receipt, Custody, Investment and Management of Teachers' Retirement System Funds

Section

[10. \(Repealed\).](#)

[30. \(Repealed\).](#)

[40. \(Repealed\).](#)

[50. \(Repealed\).](#)

[55. \(Repealed\).](#)

[60. \(Repealed\).](#)

[70. \(Repealed\).](#)

[80. \(Repealed\).](#)

[200. \(Repealed\).](#)

15 AAC 114.010. Scope of chapter

Repealed 1/19/91.

15 AAC 114.030. Conventional residential mortgages

Repealed 1/19/91.

15 AAC 114.040. Conventional commercial mortgages

Repealed 1/19/91.

15 AAC 114.050. General terms for loans

Repealed 1/19/91.

15 AAC 114.055. Public access to loan records

Repealed 1/19/91.

15 AAC 114.060. Foreign securities

Repealed 12/26/86.

15 AAC 114.070. Foreign time deposits

Repealed 12/26/86.

15 AAC 114.080. General terms for investments

Repealed 12/26/86.

15 AAC 114.200. Definitions

Repealed 1/19/91.



Title 15 Revenue

Chapter 112 Alaska Retirement Management Board

Article 4 General Provisions

15 AAC 112.990. Definitions

Folio Controls



[How to query](#)



[Home](#)

The Alaska Administrative Code

Search Text:

Display Options:

☐ Records w/Hits Only

☐ Headings w/Hits

☐ Words Around Hits

Words:

[HELP](#)[QUERY](#)

The infobases listed to the right are searchable. You may perform word, phrase, field, group or level searches. For help querying an infobase, click the 'Folio Infobase' button above.

[Legislature Home](#)

Choose the infobase of interest:

WARNING: These Infobases are not the official versions of the Alaska statutes and regulations currently in effect. The Infobases may contain errors or omissions. They will not contain information that has been inserted after their preparation. These Infobases are intended as informational guides only. The State of Alaska makes no warranty, express or implied, of the accuracy of the Infobases. To be certain of the current version of the statutes and regulations, please refer to the official printed version of the statutes and regulations.

Alaska Statutes

- [2007 Alaska Statutes](#)
- [2006 Alaska Statutes](#)
- [2005 Alaska Statutes](#)
- [2004 Alaska Statutes](#)
- [2003 Alaska Statutes](#)
- [2002 Alaska Statutes](#)
- [2001 Alaska Statutes](#)
- [2000 Alaska Statutes](#)
- [1999 Alaska Statutes](#)
- [1998 Alaska Statutes](#)
- [1997 Alaska Statutes](#)
- [1996 Alaska Statutes](#)
- [1995 Alaska Statutes](#)
- [1994 Alaska Statutes](#)
- [1993 Alaska Statutes](#)

Alaska Information

- [The Alaska Constitution](#)
- [The Alaska State Executive Orders](#)
- [The Alaska State Administrative Journal](#)

- [The Alaska Administrative Code](#) Including changes received by the publisher through December 3, 2007.

Current Legislative Information

- [25th \(2007-2008\) Legislature Bills and Resolutions](#)
- [25th \(2007-2008\) Legislature House and Senate Journals](#)
- [25th \(2007-2008\) Legislature Committee Minutes](#)

Measures - Text of Bills and Resolutions

- [24th \(2005-2006\) Legislature Bills and Resolutions](#)
- [23rd \(2003-2004\) Legislature Bills and Resolutions](#)
- [22nd \(2001-2002\) Legislature Bills and Resolutions](#)
- [21st \(1999-2000\) Legislature Bills and Resolutions](#)
- [20th \(1997-1998\) Legislature Bills and Resolutions](#)
- [19th \(1995-1996\) Legislature Bills and Resolutions](#)
- [18th \(1993-1994\) Legislature Bills and Resolutions](#)
- [17th \(1991-1992\) Legislature Bills and Resolutions](#)
- [16th \(1989-1990\) Legislature Bills and Resolutions](#)
- [15th \(1987-1988\) Legislature Bills and Resolutions](#)
- [14th \(1985-1986\) Legislature Bills and Resolutions](#)
- [13th \(1983-1984\) Legislature Bills and Resolutions](#)

Journals - Text of House and Senate Daily Journals

- [24th \(2005-2006\) Legislature House and Senate Journals](#)
- [23rd \(2003-2004\) Legislature House and Senate Journals](#)
- [22nd \(2001-2002\) Legislature House and Senate Journals](#)
- [21st \(1999-2000\) Legislature House and Senate Journals](#)
- [20th \(1997-1998\) Legislature House and Senate Journals](#)
- [19th \(1995-1996\) Legislature House and Senate Journals](#)
- [18th \(1993-1994\) Legislature House and Senate Journals](#)
- [17th \(1991-1992\) Legislature House and Senate Journals](#)
- [16th \(1989-1990\) Legislature House and Senate Journals](#)
- [15th \(1987-1988\) Legislature House and Senate Journals](#)

Committee Minute Text

- [24th \(2005-2006\) Legislature Committee Minutes](#)
- [23rd \(2003-2004\) Legislature Committee Minutes](#)

- [22nd \(2001-2002\) Legislature Committee Minutes](#)
- [21st \(1999-2000\) Legislature Committee Minutes](#)
- [20th \(1997-1998\) Legislature Committee Minutes](#)
- [19th \(1995-1996\) Legislature Committee Minutes](#)
- [18th \(1993-1994\) Legislature Committee Minutes](#)
- [17th \(1991-1992\) Legislature Committee Minutes](#)
- [16th \(1989-1990\) Legislature Committee Minutes](#)
- [15th \(1987-1988\) Legislature Committee Minutes](#)
- [1982, 13th and 14th \(1982-1986\) Legislature Committee Minutes](#)

Session Laws and Resolves

- [2005 Legislative Resolves](#)
- [2006 Legislative Resolves](#)
- [2007 Session Laws](#)
- [1981 - 2007 Session Laws](#)
- [1983 - 2004 Legislative Resolves](#)

General Legislative Information

- [Legislative Uniform Rules](#)
- [Legislative Research Requests](#)
- [Legislative Library Catalog](#)

THIS IS FOR INFORMATIONAL PURPOSES ONLY. The information contained herein may not be complete and is not to be construed as a legal opinion. Legislative Affairs Agency, State of Alaska, All rights reserved.

What is an Infobase?

When answers are critical to what you do, and hard data defines your work, you need immediate, consistent access to that information—you need a Folio VIEWS infobase.

- [What is an Infobase?](#)
- [How to search an Infobase](#)
- [Infobases In Action](#)
- [Folio Infobase Solutions](#)

What is an Infobase?

An **infobase** is a single-file electronic repository for large volumes of dynamic reference information that is primarily free-format or semi-structured and not well suited for traditional databases. An **infobase** is to free-formatted information what a database is to structured data.

Infobases store text and multimedia information which is highly compressed, full-text indexed, and multi-user editable. In addition to instantaneous searching, infobases provide real-time information updating, sophisticated hypertext linking, topical grouping, and automatically generated tables of contents.

Placing information into a Folio infobase actually *adds value to that information*. Because every word in an infobase is automatically indexed, any piece of information can be found in an instant using the infobase's powerful search engine. Folio infobases are platform-independent—any infobase can be simultaneously accessed by people using Windows, DOS or Macintosh machines across a LAN, WAN, a CD ROM . . . and with Folio's siteDirector™, even across the Internet.

Using Folio infobases, workgroups can access and adapt information in ways that make it more valuable to them. Corporations, workgroups and individual users all benefit from Folio's unique ability to index and retrieve information rapidly, store and display multimedia objects, link information together, update information on-the-fly and present a variety of contexts in which to view large collections of information.

So go ahead. Put your information—your documents, manuals, reports, guides, lists, tables, tips, memos, and just about anything and everything else—into an infobase. Once it's there, everything you need to know, you'll find . . . right there, in your infobase.

Folio Infobase Technical Details

Dynamic, Scalable Storage. A record-based format composed of idea-sized information chunks—each with a unique ID. These chunks form the basis for the dynamic updating and multi-user access and editing that infobases provide.

Virtually Unlimited Capacity. The infobase architecture is based on a virtual file system that allows for extremely large infobases—up to 16 TB.

Underhead Technology. Folio Corporation's proprietary Underhead Technology compresses the source text and its associated index into an infobase that is up to 50% smaller than the original source file.

Collaborative Editing. Multi-user record locking allows infobases to be searched, browsed, edited, and updated by many people simultaneously.

Powerfully Simple Navigation. Infobase levels and a dynamic Table of Contents support browsing, searching, and range searching.

Fast, Flexible Searching. Full-text indexing with all contents automatically indexed and compressed the instant the information is added to the infobase.

Multimedia Interface Support. Multimedia object support which allows graphics, audio, video, and other objects to be stored either in the infobase itself or linked to the infobase as an external file.

Cross-Platform Compatibility. Folio infobases provide true cross-platform support, enabling users on DOS, Windows, and Macintosh platforms to simultaneously access and annotate the same infobase.

Real-Time Updating. Instant updating for infobase additions/deletions/modifications, with changes available immediately for searches by other users.

User Personalization. Shadow file modifications including user annotations, personalization (sticky notes, bookmarks, etc) without affecting master file integrity. Shadow files also survive updates to the original file.

Robust Security Features. Seventeen security options can be set for users, user groups and guests with password protection to prevent unauthorized access or adaptation of infobase files.

How to search an Infobase

Press the Query button to display the search dialog box. Using the syntax in the table below, enter the information you are looking for and press the search button.

Folio Infobase Query Syntax

Operator or Scope	Examples
And	one two one & two one and two
Or	me you me or you

Not	^him not him her^him
Exclusive Or (XOR)	apples~oranges apples xor oranges
Phrase	"to be or not" "fourscore and seven"
Single Character Wildcard	wom?n g??b?r
Multiple Character Wildcard	work* h*t*
Ordered Proximity	"united states of america"/10
Unordered Proximity	"uncle sams army"@7
Stem (Word Form)	run% great%
Thesaurus (Synonym)	flying\$ alteration\$
In Fields	[field weapon: knife gun (club bat)]

Infobases In Action

The Michie Company Law Publishers: Commercial Publishing on CD ROM

Walk into a law library and you'll find hundreds of books filled with "the law"--court decisions, federal and state statutes, treatises, handbooks, looseleaf binders. Doing research for an important court case can take hours, even days. So the Michie Company created Michie's Law on Disc (TM), the first CD ROM product using Folio VIEWS®.

Now, using Folio® infobases, legal researchers can query entire libraries in minutes--with results that are far more accurate, comprehensive, and less time-consuming than manual book research.

"Folio VIEWS provided the answers we needed for getting Law on Disc off the ground. Four years later, Folio infobases make all of our CD ROM products user-friendly and powerfully effective. Our developers love Folio VIEWS, our customers write fan letters about it, and we don't think there's a better way to access information than Folio VIEWS. Quote me."

*Andy Wyszowski
VP/Director of Electronic Publishing
The Michie Company Law Publishers*

Powersoft Corporation: CD ROM Technical Support

When you're supporting a complex product, you need to give your users every tool you possibly can to support their development efforts. That means information--a lot of it. Too

much to put in the box. So Powersoft sends this vast bulk of necessary information out as Folio VIEWS infobases, on a CD ROM.

Thin and light-weight, the CD ROM goes in every package—providing users with all the information they need, in a way that makes it easier to find and use. So easy, in fact, that Powersoft's own support reps use the infobases, too--fast, easy access to the information in the infobases allows them to handle 37% more calls, drop 33% on the time spent on each call, and save an hour a day in research. *"Getting information out to customers using Folio Infobases is very competitive. By including the Powersoft Infobase CD ROM in every PowerBuilder Desktop package, it's like providing an on-site technical support engineer."*

Paul Barron

*Manager of Call Center Information & Technologies
Powersoft Corporation*

Unocal Corporation: Infobases as Dynamic Information Pools

Some companies use infobases to form corporate-wide information pools. Unocal, a company that develops and produces energy resources, is using infobase technology to transfer their technology around the world. Some of their infobases include a corporate phone & organizational directory, a list of joint industry abstracts, patent portfolio and patent filing, chemical inventory, management and safety procedures manual, software licensing quarterly reviews, drilling production newsletters, corrosion bulletins, DOT codes, a telecommunications glossary, and a bank of technical memos.

"Our biggest challenge is to get our technical information out to the field both quickly and easily. Folio Infobase Technology makes that possible."

Fred Dearman

*Senior Applied Scientist
Unocal Corporation*

Aetna Life & Casualty: Saving Millions of Dollars of Printing Costs Annually

Aetna put their property/casualty underwriting documentation in a series of infobases that they can update instantly and get out to their networked employees. Putting their manuals into infobases allowed Aetna to jettison 85 million bound pages. Now their employees can answer questions in seconds instead of days--every time, for every one that asks.

"Folio permits us to index by every word in the document and search on that basis. And the search response time is so fast that

you could go through 100,000 pages in about five seconds."

*Bill Hayhurst
Assistant VP, Insurance Department Affairs
Aetna*

**Nintendo:
Infobases Improve the Quality of Customer Service**

With more than 3,000 games to support, Nintendo of America couldn't expect every one of its phone support operators to know the answers to every challenging hurdle the players of their games would get into. So they put all the answers (including video windows of the games themselves) into Folio VIEWS infobases. With a few quick keystrokes, operators can get even the most advanced Nintendo game players out of the stickiest situations, from every level of every game they produce--even if the operators have never played the game they're supporting!

"Used to be, operators could only really answer questions about the games they had played themselves. Now operators can answer questions on games they haven't even played. It's increased response incredibly."

*Geoff Rainville
Manager, Gameplay Consumer Services
Nintendo*

**Chemicals and Plastics Company, Inc. (Union Carbide):
Infobases Provide Timely Access to Business-Critical Information**

Government regulations come out every Federal workday in the Federal Register. Some are important enough that not complying with them could shut a company down. But Union Carbide keeps compliant every day, using Folio VIEWS infobases. The company gets the Register by modem every day and imports it into an infobase. Union Carbide's regulation experts then use the infobase to identify the regulations that pertain to the company's operations and provide additional comments. Using the infobases to receive, interpret, and distribute the regulations, Union Carbide can get the government's rules and the company's guidance out to field managers every day.

"Before the infobases, the people who needed the new regulations just couldn't get them in hand. The Register was routed like regular mail and shared from person to person. It could take weeks or even months to get it out to field managers. Now, we get the Register by modem every day and have it imported into an infobase by eight o'clock each evening. Since the infobase is on the network, everyone has immediate access to it."

Gary Whipple

*Assistant Director of Environmental Affairs, Health, and Safety,
Union Carbide*

Folio Infobase Solutions

Hundreds of successful companies are using Folio infobases as part of a complete solution for compiling, accessing, and adapting electronic reference information. The mini-case studies detailed above are only a few of the ways that cutting-edge organizations are adopting Folio Infobase Technology within their organization.

At the [Folio Corporation Web Site](#), you'll find additional information—in the form of technical whitepapers and detailed case studies—that detail how infobases are used by a wide variety of organizations in a multitude of markets.

Find out more about Folio Infobases

© [Copyright](#) 1995, [Folio Corporation](#), All rights reserved
Comments to Webmaster@Folio.Com



Contents



Next



Previous



Query



Next Hit



Prev. Hit



Home



How to Query

**Chapter 116****Fish and Game Licensing and Seafood Marketing Assessment**

Article

[1. License Officers. \(15 AAC 116.010 - 15 AAC 116.070\)](#)[2. Licensing. \(15 AAC 116.100 - 15 AAC 116.130\)](#)[3. Miscellaneous and General Licensing Provisions. \(15 AAC 116.300 - 15 AAC 116.310\)](#)[4. Seafood Marketing Assessment on Processors. \(15 AAC 116.600 - 15 AAC 116.700\)](#)

Article 1
License Officers

Section

[10. \(Repealed\).](#)[11. Appointment of license officer.](#)[20. \(Repealed\).](#)[21. Qualifications for appointment as a license officer.](#)[30. Obligations and duties of license officers.](#)[40. Compensation.](#)[50. Employees of license officers.](#)[60. Suspension or revocation of license officer appointment.](#)[70. Fees, reports, and license inventory due when license officer appointment expired,](#)

[suspended, or revoked.](#)

✚ **15 AAC 116.010. Appointment of fish and game license vendors**

✚ Repealed 3/25/83.

✚ **15 AAC 116.011. Appointment of license officer**

✚ (a) A person who wishes to be appointed a license officer must apply to the department for appointment on a form prescribed by the department.

(b) Appointment as a license officer is not effective until an applicant has signed and returned a contract and the department has notified the applicant that the contract has been received and accepted. However, a person may be appointed for a temporary period, not to exceed 30 days, by verbal notice which is confirmed in writing from the department, when the appointment is necessary because of the death, incapacity, resignation of a license officer serving an area, or the absence of a license officer for an area.

✚ **History:** Eff. 3/25/83, Register 85

✚ **Authority:** [AS 16.05.380](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#) (2)

✚ **15 AAC 116.020. Prohibited licensing**

✚ Repealed 3/25/83.

✚ **15 AAC 116.021. Qualifications for appointment as a license officer**

✚ (a) A natural person may apply for appointment as a license officer, if that person is at least 18 years of age. A business entity may apply for appointment, if the person operating the business has obtained an Alaska business license.

(b) If an applicant is a business entity, the applicant must designate an individual who is employed by the applicant as the person who will be responsible for carrying out the duties of a license officer. For each business entity applicant, the department will not

appoint more than one license officer at each store or other site of business of the applicant. Additional persons, however, may be authorized to issue licenses under 15 AAC [116.050](#).

(c) The department will, in its discretion, deny appointment to any person who has failed to perform the duties of a license officer in accordance with the terms of a contract of appointment at any time during the preceding three years.

(d) The department will, in its discretion, deny appointment upon a finding that a particular area or locale is adequately served by existing license officers and that appointment of an additional license officer would not benefit the public. If the department denies an applicant appointment under this subsection, the department will advise the applicant in writing of its decision and will list the name and address of each license officer in the area or locale of the applicant.

(e) A person who has been convicted of a felony within the preceding five years will not be appointed as a license officer.

✚ **History:** Eff. 3/25/83, Register 85

✚ **Authority:** [AS 16.05.380](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#) (2)

✚ **15 AAC 116.030. Obligations and duties of license officers**

✚ (a) Each license officer must enter into a contract of appointment with the department before commencing duties as a license officer. The contract must be on a form provided by the department and must state

(1) the term of the appointment, not to exceed three years;

(2) the class or classes of licenses the license officer is authorized to sell;

(3) the reporting and accounting period and other reporting and accounting obligations of the license officer;

(4) the right of the department to audit or examine the books and inventory of the license

officer;

(5) the duty of the license officer to account for all money collected and the right of the department to receive from the license officer all money except the license officer's commission;

(6) the duty of the license officer or the officer's employees to administer oaths to license applicants in the manner prescribed by the department; and

(7) any other matters specified in 15 AAC [116.010](#) - 15 AAC [116.310](#), or other matters which the department determines to be appropriate.

(b) Except as provided in (c) of this section, the department will provide a blanket bond applicable to all license officers in an amount of not less than \$2,000. Each license officer must complete all forms necessary to obtain coverage under this bond.

(c) If, based on the past or expected performance of a license officer, the department determines that the amount of money which a license officer will handle during the term of his appointment is more than four times the amount of the bond coverage provided under (b) of this section, and that the interests of the state are not otherwise adequately protected, the department will, in its discretion, require the applicant to post a bond in an amount established by the department.

(d) Where the amount of money a license officer handles during the term of his appointment justifies such action, the department will, in its discretion, require that the license officer establish a bank account to which the license officer must deposit all fees collected for licenses. Alternatively, the department will, in its discretion, require that the license officer deposit fees collected for licenses directly to an account established by the department for that purpose. If the department imposes these requirements on a license officer, the requirements will be stated in the contract or in an amended contract between the department and the license officer.

(e) If a license officer fails to perform duties and obligations in strict accordance with the terms of the contract, the department will, in its discretion, give to the license officer notice of the officer's noncompliance and a demand for compliance. If the license officer fails to remedy the noncompliance after notice and demand, the department will, in its discretion, terminate the officer's appointment in accordance with 15 AAC [116.060](#) and, in addition, take any other action necessary to protect the state's interests, including commencement of suit.

✚ **History:** Eff. 3/25/83, Register 85

✚ **Authority:** [AS 16.05.360](#)

[AS 16.05.380](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#) (2)

✚ 15 AAC 116.040. Compensation

✚ (a) In addition to the amount a license officer is authorized to retain under [AS 16.05.390](#) (a)(1), a license officer is entitled to compensation at the rate of \$1 for each license and each tag sold, except commercial fishing licenses sold under [AS 16.05.440](#) - 16.05.480. However, if a license officer sells less than 50 licenses and tags during the year, the officer is entitled to receive \$50 compensation for that year.

(b) The department will pay license officers quarterly, except that no payment will be made unless the cumulative amount due to a license officer under [AS 16.05.390](#) (a)(2) equals or exceeds \$50 after the deductions authorized by (d) of this section. If a license officer's cumulative sales are less than 50 licenses and tags on December 31, the department will pay the license officer \$50 compensation for the calendar year.

(c) Calculation of the compensation due a license officer under [AS 16.05.390](#) will be based only on reports and proceeds actually received by the department by the end of each calendar quarter. Compensation for licenses sold in one quarter and reported the following quarter must be included in the calculation for the current quarter. However, if a license officer reports licenses sold in one calendar year on the next calendar year report, and the officer's total sales for the previous year were less than 50 licenses and tags, the difference between 50 and the number of licenses and tags actually sold will be deducted from the year reported and added to the previous year's sales. This will be done to ensure that the license officer is not paid twice for these sales.

(d) If the department determines that the license officer has submitted to the department less than the full amount due, the department, before making payment of the compensation authorized by [AS 16.05.390](#) (a)(2) and this section, will deduct from the compensation the difference between the amount due and the amount submitted to the department. The department will inform the license officer, in writing, of all deductions.



Title 15 Revenue



Contents



Next



Previous



Query



Next Hit



Prev. Hit



Home



How to Query



Article 1 License Officers

Section

[10. \(Repealed\).](#)

[11. Appointment of license officer.](#)

[20. \(Repealed\).](#)

[21. Qualifications for appointment as a license officer.](#)

[30. Obligations and duties of license officers.](#)

[40. Compensation.](#)

[50. Employees of license officers.](#)

[60. Suspension or revocation of license officer appointment.](#)

[70. Fees, reports, and license inventory due when license officer appointment expired, suspended, or revoked.](#)

[15 AAC 116.010. Appointment of fish and game license vendors](#)

Repealed 3/25/83.

[15 AAC 116.011. Appointment of license officer](#)

(a) A person who wishes to be appointed a license officer must apply to the department for appointment on a form prescribed by the department.

(b) Appointment as a license officer is not effective until an applicant has signed and returned a contract and the department has notified the applicant that the contract has been received and accepted. However, a person may be appointed for a temporary period, not to exceed 30 days, by verbal notice which is confirmed in writing from the department, when the appointment is necessary because of the death, incapacity,

resignation of a license officer serving an area, or the absence of a license officer for an area.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.380](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#) (2)

15 AAC 116.020. Prohibited licensing

Repealed 3/25/83.

15 AAC 116.021. Qualifications for appointment as a license officer

(a) A natural person may apply for appointment as a license officer, if that person is at least 18 years of age. A business entity may apply for appointment, if the person operating the business has obtained an Alaska business license.

(b) If an applicant is a business entity, the applicant must designate an individual who is employed by the applicant as the person who will be responsible for carrying out the duties of a license officer. For each business entity applicant, the department will not appoint more than one license officer at each store or other site of business of the applicant. Additional persons, however, may be authorized to issue licenses under 15 AAC [116.050](#).

(c) The department will, in its discretion, deny appointment to any person who has failed to perform the duties of a license officer in accordance with the terms of a contract of appointment at any time during the preceding three years.

(d) The department will, in its discretion, deny appointment upon a finding that a particular area or locale is adequately served by existing license officers and that appointment of an additional license officer would not benefit the public. If the department denies an applicant appointment under this subsection, the department will advise the applicant in writing of its decision and will list the name and address of each license officer in the area or locale of the applicant.

(e) A person who has been convicted of a felony within the preceding five years will not

be appointed as a license officer.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.380](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#) (2)

15 AAC 116.030. Obligations and duties of license officers

(a) Each license officer must enter into a contract of appointment with the department before commencing duties as a license officer. The contract must be on a form provided by the department and must state

- (1) the term of the appointment, not to exceed three years;
- (2) the class or classes of licenses the license officer is authorized to sell;
- (3) the reporting and accounting period and other reporting and accounting obligations of the license officer;
- (4) the right of the department to audit or examine the books and inventory of the license officer;
- (5) the duty of the license officer to account for all money collected and the right of the department to receive from the license officer all money except the license officer's commission;
- (6) the duty of the license officer or the officer's employees to administer oaths to license applicants in the manner prescribed by the department; and
- (7) any other matters specified in 15 AAC [116.010](#) - 15 AAC [116.310](#), or other matters which the department determines to be appropriate.

(b) Except as provided in (c) of this section, the department will provide a blanket bond applicable to all license officers in an amount of not less than \$2,000. Each license officer must complete all forms necessary to obtain coverage under this bond.

(c) If, based on the past or expected performance of a license officer, the department determines that the amount of money which a license officer will handle during the term of his appointment is more than four times the amount of the bond coverage provided under (b) of this section, and that the interests of the state are not otherwise adequately protected, the department will, in its discretion, require the applicant to post a bond in an amount established by the department.

(d) Where the amount of money a license officer handles during the term of his appointment justifies such action, the department will, in its discretion, require that the license officer establish a bank account to which the license officer must deposit all fees collected for licenses. Alternatively, the department will, in its discretion, require that the license officer deposit fees collected for licenses directly to an account established by the department for that purpose. If the department imposes these requirements on a license officer, the requirements will be stated in the contract or in an amended contract between the department and the license officer.

(e) If a license officer fails to perform duties and obligations in strict accordance with the terms of the contract, the department will, in its discretion, give to the license officer notice of the officer's noncompliance and a demand for compliance. If the license officer fails to remedy the noncompliance after notice and demand, the department will, in its discretion, terminate the officer's appointment in accordance with 15 AAC [116.060](#) and, in addition, take any other action necessary to protect the state's interests, including commencement of suit.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.360](#)

[AS 16.05.380](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#) (2)

15 AAC 116.040. Compensation

(a) In addition to the amount a license officer is authorized to retain under [AS 16.05.390](#) (a)(1), a license officer is entitled to compensation at the rate of \$1 for each license and each tag sold, except commercial fishing licenses sold under [AS 16.05.440](#) - 16.05.480. However, if a license officer sells less than 50 licenses and tags during the year, the

officer is entitled to receive \$50 compensation for that year.

(b) The department will pay license officers quarterly, except that no payment will be made unless the cumulative amount due to a license officer under [AS 16.05.390](#) (a)(2) equals or exceeds \$50 after the deductions authorized by (d) of this section. If a license officer's cumulative sales are less than 50 licenses and tags on December 31, the department will pay the license officer \$50 compensation for the calendar year.

(c) Calculation of the compensation due a license officer under [AS 16.05.390](#) will be based only on reports and proceeds actually received by the department by the end of each calendar quarter. Compensation for licenses sold in one quarter and reported the following quarter must be included in the calculation for the current quarter. However, if a license officer reports licenses sold in one calendar year on the next calendar year report, and the officer's total sales for the previous year were less than 50 licenses and tags, the difference between 50 and the number of licenses and tags actually sold will be deducted from the year reported and added to the previous year's sales. This will be done to ensure that the license officer is not paid twice for these sales.

(d) If the department determines that the license officer has submitted to the department less than the full amount due, the department, before making payment of the compensation authorized by [AS 16.05.390](#) (a)(2) and this section, will deduct from the compensation the difference between the amount due and the amount submitted to the department. The department will inform the license officer, in writing, of all deductions.

History: Eff. 3/25/83, Register 85



Title 15 Revenue

Chapter 116 Fish and Game Licensing and Seafood Marketing Assessment



Contents



Next



Previous



Query



Next Hit



Prev. Hit



Home



How to Query



Article 2 **Licensing**

Section

[100. Qualifications for license and proof of qualification.](#)

[110. Persons exempt from licensing requirements.](#)

[120. Refund of license fees.](#)

[130. Lost or destroyed licenses.](#)

15 AAC 116.100. Qualifications for license and proof of qualification

(a) Only natural persons may be issued licenses under [AS 16.05](#) and this chapter.

(b) An applicant claiming entitlement to a resident license or special status license has the burden of proving to the license officer that he is entitled to the license and shall take an oath administered by the license officer certifying the truthfulness of the applicant's status.

(c) The license officer shall accept as adequate proof of residency an Alaska driver's license, voter registration card, school records, proof of home ownership or rental receipts, tax records, employment records, or court or other governmental agency records, showing that the applicant is a resident.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.330](#)

[AS 16.05.360](#)

[AS 16.05.450](#)

[AS 43.05.080](#)

[AS 44.25.020](#)

15 AAC 116.110. Persons exempt from licensing requirements

(a) A person who is 60 years of age or older and who has been a resident of Alaska for one year or more, and is currently a resident, may apply for a permanent identification card from the department for purposes of [AS 16.05.400](#) . In this subsection, "one year" means any 12-consecutive-month period preceding the date of application.

(b) A person who has lawfully obtained a permanent identification card under (a) of this section is not required to obtain hunting, fishing, or trapping licenses to engage in those activities.

(c) If a person who has been issued a permanent identification card ceases to be a resident of Alaska, that person must surrender the card to the department.

History: Eff. 3/25/83, Register 85; am 6/17/84, Register 90

Authority: [AS 16.05.400](#)

[AS 43.05.080](#)

[AS 44.25.020](#)

15 AAC 116.120. Refund of license fees

(a) License officers may not refund license fees. A person who wishes a refund of a license fee must apply directly to the department.

(b) A refund of a license fee will be granted by the department only if the licensee or his representative demonstrates that

(1) he or she was unable to make any use of the license as a result of death, or serious, disabling illness or injury occurring after purchase of the license and before the opening of any season for which the license could have been used; in the case of illness or injury, the illness or injury must have lasted until all seasons for which the license could be used are closed;

(2) the opening of all seasons to which the license applied were permanently cancelled, rendering the license unusable at any time during the year for which it was issued; or

(3) other extraordinary circumstances beyond the control and reasonable anticipation of the licensee exist, which the department determines to justify a refund.

(c) Refunds will not be made because a licensee was unsuccessful in his efforts to catch or kill fish or game or obtain employment as a crew member. Refunds will not be made because a licensee is unable to conduct the licensed activity due to scheduling difficulties, transportation problems, misconduct of a guide or other circumstances which prevent the licensee from undertaking the activity he had planned but which do not totally foreclose the licensee from undertaking licensed activities at either a previous or subsequent time.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.360](#)

[AS 16.05.450](#)

[AS 43.05.080](#)

[AS 44.25.020](#)

[15 AAC 116.130. Lost or destroyed licenses](#)

(a) A person who has lost or destroyed a license may apply to the department or any license officer for a duplicate license.

(b) Application for a duplicate license must be made on a form approved by the department for that purpose and must be made under penalty of perjury.

(c) A person who makes a false statement as to a material fact on an application is subject to the penalties provided in [AS 16.05.430](#) or [AS 16.05.665](#) .

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.360](#)

[AS 16.05.450](#)

[AS 43.05.080](#)

[AS 44.25.020](#)

[Article 3](#)

Miscellaneous and General Licensing Provisions

Section

[300. Reports by licensed guides.](#)

[310. Definitions.](#)

[15 AAC 116.300. Reports by licensed guides](#)

(a) Each master guide licensed under [AS 08.54.100](#) and each registered guide licensed under [AS 08.54.110](#) shall file a report, on a form provided by the department, indicating which fees, if any, are owed under [AS 16.05.340](#) (e). This report must be filed before or along with their initial application for, or application for renewal of, an Alaska business license and in no event later than January 31 following the year for which the report is due.

(b) No Alaska business license will be issued to a licensed guide until the report required by [AS 16.05.340](#) (e) has been filed and all fees have been paid.



Title 15 Revenue

Chapter 116 Fish and Game Licensing and Seafood Marketing Assessment



Contents



Next



Previous



Query



Next Hit



Prev. Hit



Home



How to Query



[Article 3](#)

Miscellaneous and General Licensing Provisions

Section

[300. Reports by licensed guides.](#)

[310. Definitions.](#)

[15 AAC 116.300. Reports by licensed guides](#)

(a) Each master guide licensed under [AS 08.54.100](#) and each registered guide licensed under [AS 08.54.110](#) shall file a report, on a form provided by the department, indicating which fees, if any, are owed under [AS 16.05.340](#) (e). This report must be filed before or along with their initial application for, or application for renewal of, an Alaska business license and in no event later than January 31 following the year for which the report is due.

(b) No Alaska business license will be issued to a licensed guide until the report required by [AS 16.05.340](#) (e) has been filed and all fees have been paid.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.340](#) (e)

[AS 43.05.080](#)

[AS 43.70.020](#)

[AS 44.25.020](#)

[15 AAC 116.310. Definitions](#)

Unless the context indicates otherwise, in this chapter

(1) "account for all money" means delivery to the department of all fees collected and all money due the department on account of, or by virtue of, the sale, issuance, or loss of licenses by a license officer or employee; money is not accounted for until actually

received by the department, and, if money is transmitted by check, until clearance of the check;

(2) "area" or "locale" means a geographical region of any size which the department determines constitutes a single region where persons within that region or adjacent regions could reasonably be expected to purchase licenses from license officers within that region;

(3) "business entity" means a corporation, partnership, or sole proprietorship, store or other single location from which a business is conducted;

(4) "contract" or "contract of appointment" means the agreement between the department and a license officer which sets out the duties and obligations of a license officer and authorizes the license officer to issue licenses;

(5) "department" means the Department of Revenue;

(6) "employee" means a person who is employed by a license officer;

(7) "license" means a license or tag, and each class or type of license, which the department issues under [AS 16.05.330](#) , 16.05.340, 16.05.450(a), 16.05.480(a), and this chapter;

(8) "licensee" means a natural person who purchases one or more licenses;

(9) "license officer" means a person who has entered into a contract with the department for the purpose of being appointed and authorized to take applications and issue one or more classes of licenses; it includes employees who are authorized to issue licenses by an employer-license officer; and

(10) "resident" means resident as defined in [AS 16.05.940](#) (14).

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.330](#)

[AS 16.05.360](#)

[AS 16.05.380](#)

[AS 16.05.390](#)

[AS 16.05.450](#)

[AS 16.05.460](#)

[AS 16.05.940](#)

[AS 43.05.080](#)

[AS 44.25.020](#) (2)

[Article 4](#)

Seafood Marketing Assessment on Processors

Section

[600. Imposition of seafood marketing assessment.](#)

[610. Filing the return.](#)

[620. Extension of time for filing return.](#)

[630. Administration and enforcement.](#)

[640 - 660. \(Reserved\).](#)

[670. Processors eligible for elections.](#)

[680. Elections imposing, amending or terminating the assessment.](#)

[690. \(Reserved\).](#)

[700. Definitions.](#)

[15 AAC 116.600. Imposition of seafood marketing assessment](#)

(a) There is imposed an assessment under [AS 16.51.120](#) on the total value paid for seafood products by all processors, except on those transactions excluded from liability for tax under [AS 43.75](#) as provided in [AS 43.75.017](#) , for the calendar year 1982 and each

year following until amended or terminated under [AS 16.51.140](#) or [AS 16.51.130](#) . The assessment is on all processors whose value paid for seafood products during a calendar year is at least \$50,000, and is calculated at the rate of .2 percent of the total value paid for the seafood products.

(b) All processors shall file returns under 15 AAC [116.610](#) and shall pay the total assessment due under this chapter on or before March 31 after the close of the calendar year to which the assessment applies.

(c) A processor is liable for the tax under [AS 16.51](#) on the value of a seafood product processed for a person not licensed under AS 43.75.

(d) A person taking, purchasing, or otherwise acquiring a seafood product that has not been subject to the tax imposed in [AS 16.51](#), who transports the seafood product to a point outside the taxing jurisdiction of the state for sale or processing, is liable for the tax under [AS 16.51](#) on the value of the seafood product.

History: Eff. 12/17/82, Register 84; am 4/20/94, Register 130

Authority: [AS 16.51.120](#)

[AS 43.05.080](#)

[AS 43.05.250](#)

[15 AAC 116.610. Filing the return](#)

(a) Each processor shall file a return on a form provided by the department and remit the total amount of the assessment to the department on or before March 31 after the close of the calendar year to which the assessment applies. The information required by the return will include the following:

(1) name of the taxpayer;

(2) mailing address;

(3) federal employer identification number or social security number;

(4) fisheries business license number;

(5) year for which tax return is being filed;

(6) locations of operation and vessel name, if applicable;

(7) total value paid for seafood products in Alaska during the calendar year for which the return is being filed;

(8) other information required by the department.

(b) Processors doing business in more than one location shall, on the return, list for each business location the same information required by (a) of this section.

History: Eff. 12/17/82, Register 84

Authority: [AS 16.51.150](#)

[AS 16.51.160](#)

[AS 43.05.080](#)

[AS 43.05.250](#)

15 AAC 116.620. Extension of time for filing return

(a) Upon a showing of good cause, the department will, in its discretion, grant a reasonable extension of time, not to exceed 180 days in the aggregate, for filing a return. An extension of time for filing a return does not extend the time for the payment of the assessment. An estimated payment must be remitted with the request for an extension along with an explanation showing how the estimate was determined. The estimated payment must be equal to or greater than 90 percent of the actual liability shown on the return ultimately filed within the approved extension period in order to avoid failure-to-pay penalties under [AS 43.05.220](#) (a) and 15 AAC [05.210\(b\)](#) .

(b) The application for an extension of time for filing the return must be in writing and addressed to the department and must contain a full statement of the causes for the delay. It must be filed no later than 15 calendar days before the date the return is due.

(c) If an extension of time for filing the return is granted, the return must be filed before the expiration of the period of extension.

(d) If an application for extension is denied, the return must be filed within 10 calendar days after the date the notice of denial is mailed by the department or 10 calendar days after the March 31 due date, whichever is later.



Title 15 Revenue

Chapter 116 Fish and Game Licensing and Seafood Marketing Assessment



Contents



Next



Previous



Query



Next Hit



Prev. Hit



Home



How to Query



Article 4

Seafood Marketing Assessment on Processors

Section

[600. Imposition of seafood marketing assessment.](#)

[610. Filing the return.](#)

[620. Extension of time for filing return.](#)

[630. Administration and enforcement.](#)

[640 - 660. \(Reserved\).](#)

[670. Processors eligible for elections.](#)

[680. Elections imposing, amending or terminating the assessment.](#)

[690. \(Reserved\).](#)

[700. Definitions.](#)

15 AAC 116.600. Imposition of seafood marketing assessment

(a) There is imposed an assessment under [AS 16.51.120](#) on the total value paid for seafood products by all processors, except on those transactions excluded from liability for tax under [AS 43.75](#) as provided in [AS 43.75.017](#) , for the calendar year 1982 and each year following until amended or terminated under [AS 16.51.140](#) or [AS 16.51.130](#) . The assessment is on all processors whose value paid for seafood products during a calendar year is at least \$50,000, and is calculated at the rate of .2 percent of the total value paid for the seafood products.

(b) All processors shall file returns under 15 AAC [116.610](#) and shall pay the total assessment due under this chapter on or before March 31 after the close of the calendar year to which the assessment applies.

(c) A processor is liable for the tax under [AS 16.51](#) on the value of a seafood product

processed for a person not licensed under AS 43.75.

(d) A person taking, purchasing, or otherwise acquiring a seafood product that has not been subject to the tax imposed in [AS 16.51](#), who transports the seafood product to a point outside the taxing jurisdiction of the state for sale or processing, is liable for the tax under [AS 16.51](#) on the value of the seafood product.

History: Eff. 12/17/82, Register 84; am 4/20/94, Register 130

Authority: [AS 16.51.120](#)

[AS 43.05.080](#)

[AS 43.05.250](#)

15 AAC 116.610. Filing the return

(a) Each processor shall file a return on a form provided by the department and remit the total amount of the assessment to the department on or before March 31 after the close of the calendar year to which the assessment applies. The information required by the return will include the following:

- (1) name of the taxpayer;
- (2) mailing address;
- (3) federal employer identification number or social security number;
- (4) fisheries business license number;
- (5) year for which tax return is being filed;
- (6) locations of operation and vessel name, if applicable;
- (7) total value paid for seafood products in Alaska during the calendar year for which the return is being filed;
- (8) other information required by the department.

(b) Processors doing business in more than one location shall, on the return, list for each business location the same information required by (a) of this section.

History: Eff. 12/17/82, Register 84

Authority: [AS 16.51.150](#)

[AS 16.51.160](#)

[AS 43.05.080](#)

[AS 43.05.250](#)

[15 AAC 116.620. Extension of time for filing return](#)

(a) Upon a showing of good cause, the department will, in its discretion, grant a reasonable extension of time, not to exceed 180 days in the aggregate, for filing a return. An extension of time for filing a return does not extend the time for the payment of the assessment. An estimated payment must be remitted with the request for an extension along with an explanation showing how the estimate was determined. The estimated payment must be equal to or greater than 90 percent of the actual liability shown on the return ultimately filed within the approved extension period in order to avoid failure-to-pay penalties under [AS 43.05.220](#) (a) and 15 AAC [05.210\(b\)](#) .

(b) The application for an extension of time for filing the return must be in writing and addressed to the department and must contain a full statement of the causes for the delay. It must be filed no later than 15 calendar days before the date the return is due.

(c) If an extension of time for filing the return is granted, the return must be filed before the expiration of the period of extension.

(d) If an application for extension is denied, the return must be filed within 10 calendar days after the date the notice of denial is mailed by the department or 10 calendar days after the March 31 due date, whichever is later.

History: Eff. 12/17/82, Register 84

Authority: [AS 16.51.160](#)

[AS 43.05.080](#)

[15 AAC 116.630. Administration and enforcement](#)

The provisions of [AS 43.05.010](#) - 43.05.290, [AS 43.10.010](#) - 43.10.200 and 15 AAC [05](#) and 15 AAC [10](#), apply to the administration of the assessment imposed by this chapter

and they include the following:

- (1) the confidentiality of tax return information is provided for under [AS 43.05.230](#) ;
- (2) the availability of taxpayer remedies is provided for under [AS 43.05.240](#) and 15 AAC 05.005 - 15 AAC [05.050](#);
- (3) the imposition of penalties for failure to file a return or pay the assessment required by this chapter will be calculated as provided in [AS 43.05.220](#) and 15 AAC [05.200](#) - 15 AAC [05.230](#);
- (4) interest on assessments not timely paid will be calculated under [AS 43.05.225](#) ; and
- (5) the prosecution of criminal violations and the collection of the assessment under this chapter is provided for under [AS 43.10.010](#) .

History: Eff. 12/17/82, Register 84

Authority: [AS 16.51.170](#)

[AS 43.05.080](#)

[15 AAC 116.640. - 15 AAC 116.660](#)

Reserved.

[15 AAC 116.670. Processors eligible for elections](#)



Title 15 Revenue

Chapter 116 Fish and Game Licensing and Seafood Marketing Assessment



Contents



Next



Previous



Query



Next Hit



Prev. Hit



Home



How to Query



+ Article 1 License Officers

Section

[10. \(Repealed\).](#)

[11. Appointment of license officer.](#)

[20. \(Repealed\).](#)

[21. Qualifications for appointment as a license officer.](#)

[30. Obligations and duties of license officers.](#)

[40. Compensation.](#)

[50. Employees of license officers.](#)

[60. Suspension or revocation of license officer appointment.](#)

[70. Fees, reports, and license inventory due when license officer appointment expired, suspended, or revoked.](#)

+ **15 AAC 116.010. Appointment of fish and game license vendors**

+ Repealed 3/25/83.

+ **15 AAC 116.011. Appointment of license officer**

+ (a) A person who wishes to be appointed a license officer must apply to the department for appointment on a form prescribed by the department.

(b) Appointment as a license officer is not effective until an applicant has signed and returned a contract and the department has notified the applicant that the contract has been received and accepted. However, a person may be appointed for a temporary period, not to exceed 30 days, by verbal notice which is confirmed in writing from the department, when the appointment is necessary because of the death, incapacity, resignation of a license officer serving an area, or the absence of a license officer for an

area.

✚ **History:** Eff. 3/25/83, Register 85

✚ **Authority:** [AS 16.05.380](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#) (2)

✚ **15 AAC 116.020. Prohibited licensing**

✚ Repealed 3/25/83.

✚ **15 AAC 116.021. Qualifications for appointment as a license officer**

✚ (a) A natural person may apply for appointment as a license officer, if that person is at least 18 years of age. A business entity may apply for appointment, if the person operating the business has obtained an Alaska business license.

(b) If an applicant is a business entity, the applicant must designate an individual who is employed by the applicant as the person who will be responsible for carrying out the duties of a license officer. For each business entity applicant, the department will not appoint more than one license officer at each store or other site of business of the applicant. Additional persons, however, may be authorized to issue licenses under 15 AAC [116.050](#).

(c) The department will, in its discretion, deny appointment to any person who has failed to perform the duties of a license officer in accordance with the terms of a contract of appointment at any time during the preceding three years.

(d) The department will, in its discretion, deny appointment upon a finding that a particular area or locale is adequately served by existing license officers and that appointment of an additional license officer would not benefit the public. If the department denies an applicant appointment under this subsection, the department will advise the applicant in writing of its decision and will list the name and address of each license officer in the area or locale of the applicant.

(e) A person who has been convicted of a felony within the preceding five years will not be appointed as a license officer.

✚ **History:** Eff. 3/25/83, Register 85

✚ **Authority:** [AS 16.05.380](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#) (2)

✚ **15 AAC 116.030. Obligations and duties of license officers**

✚ (a) Each license officer must enter into a contract of appointment with the department before commencing duties as a license officer. The contract must be on a form provided by the department and must state

(1) the term of the appointment, not to exceed three years;

(2) the class or classes of licenses the license officer is authorized to sell;

(3) the reporting and accounting period and other reporting and accounting obligations of the license officer;

(4) the right of the department to audit or examine the books and inventory of the license officer;

(5) the duty of the license officer to account for all money collected and the right of the department to receive from the license officer all money except the license officer's commission;

(6) the duty of the license officer or the officer's employees to administer oaths to license applicants in the manner prescribed by the department; and

(7) any other matters specified in 15 AAC [116.010](#) - 15 AAC [116.310](#), or other matters which the department determines to be appropriate.

(b) Except as provided in (c) of this section, the department will provide a blanket bond applicable to all license officers in an amount of not less than \$2,000. Each license officer must complete all forms necessary to obtain coverage under this bond.

(c) If, based on the past or expected performance of a license officer, the department determines that the amount of money which a license officer will handle during the term

of his appointment is more than four times the amount of the bond coverage provided under (b) of this section, and that the interests of the state are not otherwise adequately protected, the department will, in its discretion, require the applicant to post a bond in an amount established by the department.

(d) Where the amount of money a license officer handles during the term of his appointment justifies such action, the department will, in its discretion, require that the license officer establish a bank account to which the license officer must deposit all fees collected for licenses. Alternatively, the department will, in its discretion, require that the license officer deposit fees collected for licenses directly to an account established by the department for that purpose. If the department imposes these requirements on a license officer, the requirements will be stated in the contract or in an amended contract between the department and the license officer.

(e) If a license officer fails to perform duties and obligations in strict accordance with the terms of the contract, the department will, in its discretion, give to the license officer notice of the officer's noncompliance and a demand for compliance. If the license officer fails to remedy the noncompliance after notice and demand, the department will, in its discretion, terminate the officer's appointment in accordance with 15 AAC [116.060](#) and, in addition, take any other action necessary to protect the state's interests, including commencement of suit.

✚ **History:** Eff. 3/25/83, Register 85

✚ **Authority:** [AS 16.05.360](#)

[AS 16.05.380](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#) (2)

✚ **15 AAC 116.040. Compensation**

✚ (a) In addition to the amount a license officer is authorized to retain under [AS 16.05.390](#) (a)(1), a license officer is entitled to compensation at the rate of \$1 for each license and each tag sold, except commercial fishing licenses sold under [AS 16.05.440](#) - 16.05.480. However, if a license officer sells less than 50 licenses and tags during the year, the officer is entitled to receive \$50 compensation for that year.

(b) The department will pay license officers quarterly, except that no payment will be made unless the cumulative amount due to a license officer under [AS 16.05.390](#) (a)(2) equals or exceeds \$50 after the deductions authorized by (d) of this section. If a license officer's cumulative sales are less than 50 licenses and tags on December 31, the department will pay the license officer \$50 compensation for the calendar year.

(c) Calculation of the compensation due a license officer under [AS 16.05.390](#) will be based only on reports and proceeds actually received by the department by the end of each calendar quarter. Compensation for licenses sold in one quarter and reported the following quarter must be included in the calculation for the current quarter. However, if a license officer reports licenses sold in one calendar year on the next calendar year report, and the officer's total sales for the previous year were less than 50 licenses and tags, the difference between 50 and the number of licenses and tags actually sold will be deducted from the year reported and added to the previous year's sales. This will be done to ensure that the license officer is not paid twice for these sales.

(d) If the department determines that the license officer has submitted to the department less than the full amount due, the department, before making payment of the compensation authorized by [AS 16.05.390](#) (a)(2) and this section, will deduct from the compensation the difference between the amount due and the amount submitted to the department. The department will inform the license officer, in writing, of all deductions.

✚ **History: Eff. 3/25/83, Register 85**



Title 15 Revenue

Chapter 116 Fish and Game Licensing and Seafood Marketing Assessment



Contents



Next



Previous



Query



Next Hit



Prev. Hit



Home



How to Query



[15 AAC 116.010. Appointment of fish and game license vendors](#)

Repealed 3/25/83.

[15 AAC 116.011. Appointment of license officer](#)

(a) A person who wishes to be appointed a license officer must apply to the department for appointment on a form prescribed by the department.

(b) Appointment as a license officer is not effective until an applicant has signed and returned a contract and the department has notified the applicant that the contract has been received and accepted. However, a person may be appointed for a temporary period, not to exceed 30 days, by verbal notice which is confirmed in writing from the department, when the appointment is necessary because of the death, incapacity, resignation of a license officer serving an area, or the absence of a license officer for an area.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.380](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#) (2)

[15 AAC 116.020. Prohibited licensing](#)

Repealed 3/25/83.

[15 AAC 116.021. Qualifications for appointment as a license officer](#)

(a) A natural person may apply for appointment as a license officer, if that person is at least 18 years of age. A business entity may apply for appointment, if the person operating the business has obtained an Alaska business license.

(b) If an applicant is a business entity, the applicant must designate an individual who is employed by the applicant as the person who will be responsible for carrying out the

duties of a license officer. For each business entity applicant, the department will not appoint more than one license officer at each store or other site of business of the applicant. Additional persons, however, may be authorized to issue licenses under 15 AAC [116.050](#).

(c) The department will, in its discretion, deny appointment to any person who has failed to perform the duties of a license officer in accordance with the terms of a contract of appointment at any time during the preceding three years.

(d) The department will, in its discretion, deny appointment upon a finding that a particular area or locale is adequately served by existing license officers and that appointment of an additional license officer would not benefit the public. If the department denies an applicant appointment under this subsection, the department will advise the applicant in writing of its decision and will list the name and address of each license officer in the area or locale of the applicant.

(e) A person who has been convicted of a felony within the preceding five years will not be appointed as a license officer.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.380](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#) (2)

15 AAC 116.030. Obligations and duties of license officers

(a) Each license officer must enter into a contract of appointment with the department before commencing duties as a license officer. The contract must be on a form provided by the department and must state

(1) the term of the appointment, not to exceed three years;

(2) the class or classes of licenses the license officer is authorized to sell;

(3) the reporting and accounting period and other reporting and accounting obligations of the license officer;

(4) the right of the department to audit or examine the books and inventory of the license officer;

(5) the duty of the license officer to account for all money collected and the right of the department to receive from the license officer all money except the license officer's commission;

(6) the duty of the license officer or the officer's employees to administer oaths to license applicants in the manner prescribed by the department; and

(7) any other matters specified in 15 AAC [116.010](#) - 15 AAC [116.310](#), or other matters which the department determines to be appropriate.

(b) Except as provided in (c) of this section, the department will provide a blanket bond applicable to all license officers in an amount of not less than \$2,000. Each license officer must complete all forms necessary to obtain coverage under this bond.

(c) If, based on the past or expected performance of a license officer, the department determines that the amount of money which a license officer will handle during the term of his appointment is more than four times the amount of the bond coverage provided under (b) of this section, and that the interests of the state are not otherwise adequately protected, the department will, in its discretion, require the applicant to post a bond in an amount established by the department.

(d) Where the amount of money a license officer handles during the term of his appointment justifies such action, the department will, in its discretion, require that the license officer establish a bank account to which the license officer must deposit all fees collected for licenses. Alternatively, the department will, in its discretion, require that the license officer deposit fees collected for licenses directly to an account established by the department for that purpose. If the department imposes these requirements on a license officer, the requirements will be stated in the contract or in an amended contract between the department and the license officer.

(e) If a license officer fails to perform duties and obligations in strict accordance with the terms of the contract, the department will, in its discretion, give to the license officer notice of the officer's noncompliance and a demand for compliance. If the license officer fails to remedy the noncompliance after notice and demand, the department will, in its discretion, terminate the officer's appointment in accordance with 15 AAC [116.060](#) and, in addition, take any other action necessary to protect the state's interests, including commencement of suit.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.360](#)

[AS 16.05.380](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#) (2)

[15 AAC 116.040. Compensation](#)

(a) In addition to the amount a license officer is authorized to retain under [AS 16.05.390](#) (a)(1), a license officer is entitled to compensation at the rate of \$1 for each license and each tag sold, except commercial fishing licenses sold under [AS 16.05.440](#) - 16.05.480. However, if a license officer sells less than 50 licenses and tags during the year, the officer is entitled to receive \$50 compensation for that year.

(b) The department will pay license officers quarterly, except that no payment will be made unless the cumulative amount due to a license officer under [AS 16.05.390](#) (a)(2) equals or exceeds \$50 after the deductions authorized by (d) of this section. If a license officer's cumulative sales are less than 50 licenses and tags on December 31, the department will pay the license officer \$50 compensation for the calendar year.

(c) Calculation of the compensation due a license officer under [AS 16.05.390](#) will be based only on reports and proceeds actually received by the department by the end of each calendar quarter. Compensation for licenses sold in one quarter and reported the following quarter must be included in the calculation for the current quarter. However, if a license officer reports licenses sold in one calendar year on the next calendar year report, and the officer's total sales for the previous year were less than 50 licenses and tags, the difference between 50 and the number of licenses and tags actually sold will be deducted from the year reported and added to the previous year's sales. This will be done to ensure that the license officer is not paid twice for these sales.

(d) If the department determines that the license officer has submitted to the department less than the full amount due, the department, before making payment of the compensation authorized by [AS 16.05.390](#) (a)(2) and this section, will deduct from the compensation the difference between the amount due and the amount submitted to the department. The department will inform the license officer, in writing, of all deductions.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.380](#)

[AS 16.05.390](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#)



Title 15 Revenue

Chapter 116 Fish and Game Licensing and Seafood Marketing Assessment

Article 1 License Officers



Contents



Next



Previous



Query



Next Hit



Prev. Hit



Home



How to Query

**15 AAC 116.011. Appointment of license officer**

(a) A person who wishes to be appointed a license officer must apply to the department for appointment on a form prescribed by the department.

(b) Appointment as a license officer is not effective until an applicant has signed and returned a contract and the department has notified the applicant that the contract has been received and accepted. However, a person may be appointed for a temporary period, not to exceed 30 days, by verbal notice which is confirmed in writing from the department, when the appointment is necessary because of the death, incapacity, resignation of a license officer serving an area, or the absence of a license officer for an area.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.380](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#) (2)

15 AAC 116.020. Prohibited licensing

Repealed 3/25/83.

15 AAC 116.021. Qualifications for appointment as a license officer

(a) A natural person may apply for appointment as a license officer, if that person is at least 18 years of age. A business entity may apply for appointment, if the person operating the business has obtained an Alaska business license.

(b) If an applicant is a business entity, the applicant must designate an individual who is employed by the applicant as the person who will be responsible for carrying out the duties of a license officer. For each business entity applicant, the department will not appoint more than one license officer at each store or other site of business of the applicant. Additional persons, however, may be authorized to issue licenses under 15 AAC [116.050](#).

(c) The department will, in its discretion, deny appointment to any person who has failed to perform the duties of a license officer in accordance with the terms of a contract of appointment at any time during the preceding three years.

(d) The department will, in its discretion, deny appointment upon a finding that a particular area or locale is adequately served by existing license officers and that appointment of an additional license officer would not benefit the public. If the department denies an applicant appointment under this subsection, the department will advise the applicant in writing of its decision and will list the name and address of each license officer in the area or locale of the applicant.

(e) A person who has been convicted of a felony within the preceding five years will not be appointed as a license officer.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.380](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#) (2)

15 AAC 116.030. Obligations and duties of license officers

(a) Each license officer must enter into a contract of appointment with the department before commencing duties as a license officer. The contract must be on a form provided by the department and must state

(1) the term of the appointment, not to exceed three years;

(2) the class or classes of licenses the license officer is authorized to sell;

(3) the reporting and accounting period and other reporting and accounting obligations of the license officer;

(4) the right of the department to audit or examine the books and inventory of the license officer;

(5) the duty of the license officer to account for all money collected and the right of the

department to receive from the license officer all money except the license officer's commission;

(6) the duty of the license officer or the officer's employees to administer oaths to license applicants in the manner prescribed by the department; and

(7) any other matters specified in 15 AAC [116.010](#) - 15 AAC [116.310](#), or other matters which the department determines to be appropriate.

(b) Except as provided in (c) of this section, the department will provide a blanket bond applicable to all license officers in an amount of not less than \$2,000. Each license officer must complete all forms necessary to obtain coverage under this bond.

(c) If, based on the past or expected performance of a license officer, the department determines that the amount of money which a license officer will handle during the term of his appointment is more than four times the amount of the bond coverage provided under (b) of this section, and that the interests of the state are not otherwise adequately protected, the department will, in its discretion, require the applicant to post a bond in an amount established by the department.

(d) Where the amount of money a license officer handles during the term of his appointment justifies such action, the department will, in its discretion, require that the license officer establish a bank account to which the license officer must deposit all fees collected for licenses. Alternatively, the department will, in its discretion, require that the license officer deposit fees collected for licenses directly to an account established by the department for that purpose. If the department imposes these requirements on a license officer, the requirements will be stated in the contract or in an amended contract between the department and the license officer.

(e) If a license officer fails to perform duties and obligations in strict accordance with the terms of the contract, the department will, in its discretion, give to the license officer notice of the officer's noncompliance and a demand for compliance. If the license officer fails to remedy the noncompliance after notice and demand, the department will, in its discretion, terminate the officer's appointment in accordance with 15 AAC [116.060](#) and, in addition, take any other action necessary to protect the state's interests, including commencement of suit.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.360](#)

[AS 16.05.380](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#) (2)

15 AAC 116.040. Compensation

(a) In addition to the amount a license officer is authorized to retain under [AS 16.05.390](#) (a)(1), a license officer is entitled to compensation at the rate of \$1 for each license and each tag sold, except commercial fishing licenses sold under [AS 16.05.440](#) - 16.05.480. However, if a license officer sells less than 50 licenses and tags during the year, the officer is entitled to receive \$50 compensation for that year.

(b) The department will pay license officers quarterly, except that no payment will be made unless the cumulative amount due to a license officer under [AS 16.05.390](#) (a)(2) equals or exceeds \$50 after the deductions authorized by (d) of this section. If a license officer's cumulative sales are less than 50 licenses and tags on December 31, the department will pay the license officer \$50 compensation for the calendar year.

(c) Calculation of the compensation due a license officer under [AS 16.05.390](#) will be based only on reports and proceeds actually received by the department by the end of each calendar quarter. Compensation for licenses sold in one quarter and reported the following quarter must be included in the calculation for the current quarter. However, if a license officer reports licenses sold in one calendar year on the next calendar year report, and the officer's total sales for the previous year were less than 50 licenses and tags, the difference between 50 and the number of licenses and tags actually sold will be deducted from the year reported and added to the previous year's sales. This will be done to ensure that the license officer is not paid twice for these sales.

(d) If the department determines that the license officer has submitted to the department less than the full amount due, the department, before making payment of the compensation authorized by [AS 16.05.390](#) (a)(2) and this section, will deduct from the compensation the difference between the amount due and the amount submitted to the department. The department will inform the license officer, in writing, of all deductions.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.380](#)

[AS 16.05.390](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#)

[15 AAC 116.050. Employees of license officers](#)

(a) Employees of a license officer may issue licenses under the authority of the license officer if the employer-license officer complies with the requirements of (b) of this section. An employee who is authorized to issue licenses under (b) of this section has all the rights, duties, obligations, and authority of a license officer except as limited by (c) of this section or as limited by the employer.

(b) An employer-license officer shall submit to the department, on a form provided by the department, the name of an employee who will be issuing licenses under the authority of the employer-license officer. A separate form must be submitted for each employee who will be issuing licenses. The form must be signed by both the employer-license officer and the employee. Any failure or default by the employee, including failure to account for all money, will be considered a failure or default by the employer-license officer, and the department will, in its discretion, take action against the employee, the employer-license officer, or both.

(c) The employer-license officer is responsible for the submission of all reports and the accounting of all money collected by the employee. The compensation authorized by [AS 16.05.390](#) (a) will be paid to the employer-license officer. The employee will have no right or interest in the compensation. Upon the termination of the employee's employment, or at the request of the employer-license officer, the employee's licensing authority will immediately terminate. Employees shall sign license applications with the name of their supervising license officer followed by a notation which states the license is issued "by" the employee, who shall identify himself or herself either by full name or by complete initials.



Title 15 Revenue

Chapter 116 Fish and Game Licensing and Seafood Marketing Assessment

Article 1 License Officers



Contents



Next



Previous



Query



Next Hit



Prev. Hit



Home



How to Query



[15 AAC 116.020. Prohibited licensing](#)

Repealed 3/25/83.

[15 AAC 116.021. Qualifications for appointment as a license officer](#)

(a) A natural person may apply for appointment as a license officer, if that person is at least 18 years of age. A business entity may apply for appointment, if the person operating the business has obtained an Alaska business license.

(b) If an applicant is a business entity, the applicant must designate an individual who is employed by the applicant as the person who will be responsible for carrying out the duties of a license officer. For each business entity applicant, the department will not appoint more than one license officer at each store or other site of business of the applicant. Additional persons, however, may be authorized to issue licenses under 15 AAC [116.050](#).

(c) The department will, in its discretion, deny appointment to any person who has failed to perform the duties of a license officer in accordance with the terms of a contract of appointment at any time during the preceding three years.

(d) The department will, in its discretion, deny appointment upon a finding that a particular area or locale is adequately served by existing license officers and that appointment of an additional license officer would not benefit the public. If the department denies an applicant appointment under this subsection, the department will advise the applicant in writing of its decision and will list the name and address of each license officer in the area or locale of the applicant.

(e) A person who has been convicted of a felony within the preceding five years will not be appointed as a license officer.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.380](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#) (2)

15 AAC 116.030. Obligations and duties of license officers

(a) Each license officer must enter into a contract of appointment with the department before commencing duties as a license officer. The contract must be on a form provided by the department and must state

- (1) the term of the appointment, not to exceed three years;
- (2) the class or classes of licenses the license officer is authorized to sell;
- (3) the reporting and accounting period and other reporting and accounting obligations of the license officer;
- (4) the right of the department to audit or examine the books and inventory of the license officer;
- (5) the duty of the license officer to account for all money collected and the right of the department to receive from the license officer all money except the license officer's commission;
- (6) the duty of the license officer or the officer's employees to administer oaths to license applicants in the manner prescribed by the department; and
- (7) any other matters specified in 15 AAC [116.010](#) - 15 AAC [116.310](#), or other matters which the department determines to be appropriate.

(b) Except as provided in (c) of this section, the department will provide a blanket bond applicable to all license officers in an amount of not less than \$2,000. Each license officer must complete all forms necessary to obtain coverage under this bond.

(c) If, based on the past or expected performance of a license officer, the department determines that the amount of money which a license officer will handle during the term of his appointment is more than four times the amount of the bond coverage provided under (b) of this section, and that the interests of the state are not otherwise adequately protected, the department will, in its discretion, require the applicant to post a bond in an amount established by the department.

(d) Where the amount of money a license officer handles during the term of his appointment justifies such action, the department will, in its discretion, require that the license officer establish a bank account to which the license officer must deposit all fees collected for licenses. Alternatively, the department will, in its discretion, require that the

license officer deposit fees collected for licenses directly to an account established by the department for that purpose. If the department imposes these requirements on a license officer, the requirements will be stated in the contract or in an amended contract between the department and the license officer.

(e) If a license officer fails to perform duties and obligations in strict accordance with the terms of the contract, the department will, in its discretion, give to the license officer notice of the officer's noncompliance and a demand for compliance. If the license officer fails to remedy the noncompliance after notice and demand, the department will, in its discretion, terminate the officer's appointment in accordance with 15 AAC [116.060](#) and, in addition, take any other action necessary to protect the state's interests, including commencement of suit.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.360](#)

[AS 16.05.380](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#) (2)

15 AAC 116.040. Compensation

(a) In addition to the amount a license officer is authorized to retain under [AS 16.05.390](#) (a)(1), a license officer is entitled to compensation at the rate of \$1 for each license and each tag sold, except commercial fishing licenses sold under [AS 16.05.440](#) - 16.05.480. However, if a license officer sells less than 50 licenses and tags during the year, the officer is entitled to receive \$50 compensation for that year.

(b) The department will pay license officers quarterly, except that no payment will be made unless the cumulative amount due to a license officer under [AS 16.05.390](#) (a)(2) equals or exceeds \$50 after the deductions authorized by (d) of this section. If a license officer's cumulative sales are less than 50 licenses and tags on December 31, the department will pay the license officer \$50 compensation for the calendar year.

(c) Calculation of the compensation due a license officer under [AS 16.05.390](#) will be based only on reports and proceeds actually received by the department by the end of each calendar quarter. Compensation for licenses sold in one quarter and reported the

following quarter must be included in the calculation for the current quarter. However, if a license officer reports licenses sold in one calendar year on the next calendar year report, and the officer's total sales for the previous year were less than 50 licenses and tags, the difference between 50 and the number of licenses and tags actually sold will be deducted from the year reported and added to the previous year's sales. This will be done to ensure that the license officer is not paid twice for these sales.

(d) If the department determines that the license officer has submitted to the department less than the full amount due, the department, before making payment of the compensation authorized by [AS 16.05.390](#) (a)(2) and this section, will deduct from the compensation the difference between the amount due and the amount submitted to the department. The department will inform the license officer, in writing, of all deductions.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.380](#)

[AS 16.05.390](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#)

15 AAC 116.050. Employees of license officers

(a) Employees of a license officer may issue licenses under the authority of the license officer if the employer-license officer complies with the requirements of (b) of this section. An employee who is authorized to issue licenses under (b) of this section has all the rights, duties, obligations, and authority of a license officer except as limited by (c) of this section or as limited by the employer.

(b) An employer-license officer shall submit to the department, on a form provided by the department, the name of an employee who will be issuing licenses under the authority of the employer-license officer. A separate form must be submitted for each employee who will be issuing licenses. The form must be signed by both the employer-license officer and the employee. Any failure or default by the employee, including failure to account for all money, will be considered a failure or default by the employer-license officer, and the department will, in its discretion, take action against the employee, the employer-license officer, or both.

(c) The employer-license officer is responsible for the submission of all reports and the accounting of all money collected by the employee. The compensation authorized by [AS 16.05.390](#) (a) will be paid to the employer-license officer. The employee will have no right or interest in the compensation. Upon the termination of the employee's employment, or at the request of the employer-license officer, the employee's licensing authority will immediately terminate. Employees shall sign license applications with the name of their supervising license officer followed by a notation which states the license is issued "by" the employee, who shall identify himself or herself either by full name or by complete initials.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.380](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#)

15 AAC 116.060. Suspension or revocation of license officer appointment

(a) If the department intends to suspend or revoke a license officer appointment issued under this chapter, the department will give the license officer 30 days' notice of the intended suspension or revocation. If the basis for suspension or revocation still exists on the 30th day, the department will notify the license officer of immediate suspension or revocation, unless an appeal under (d) of this section has been timely filed by the license officer. Upon suspension or revocation of an appointment, all money collected, except the license officer's commission, is due and payable as provided in 15 AAC [116.070](#).

(b) The basis for suspension or revocation of a license officer appointment may include any of the following circumstances:

(1) notice of bond cancellation is received by the department;

(2) a discrepancy exists between the license officer's records or returns required to be filed with the department and the department's audit or examination of the license officer's books and inventory;

(3) the license officer fails to collect fees or fails to pay to the department money due to the department;

(4) a renewal application is not timely filed;

(5) the license officer fails to meet any of the conditions specified or required by [AS 16.05](#), 15 AAC [116](#), or by the contract itself; or

(6) the license officer knowingly or wilfully issues, or causes to be issued, a license or tag to an individual who has attempted to take or has taken an animal or fish for which the license or tag should have been acquired before the hunting or fishing activity.

(c) When a license officer appointment is revoked under this section, the license officer may not apply for a new appointment for three years after the date of revocation. The date of suspension or revocation is the date on which the notice of immediate suspension or revocation is issued. If a formal hearing has been requested, the date of suspension or revocation is the date of the hearing decision.

(d) If a person is aggrieved by a notice of intended suspension or revocation, that person may appeal to the department and may request a formal hearing under the procedures set out in [AS 43.05.240](#) (c) and 15 AAC [05.001](#), 15 AAC [05.010\(a\)](#) (2) - (4) and (b), 15 AAC [05.030\(a\)](#) and (d) - (p), 15 AAC [05.035](#) - 15 AAC [05.040](#), and 15 AAC [05.050\(c\)](#) . The appeal must be submitted to the department in person or by mail within 10 days after the date of mailing the notice of intended revocation by the department. Failure to request a hearing within the time provided in this section waives the license officer's right to a hearing.

(e) Upon receipt of a timely appeal under (d) of this section, the department will schedule a formal hearing to be held within 10 working days after the receipt of the appeal form. If the department determines that a correction is warranted, the department will make the correction. A written decision concerning the appeal will be issued within 10 working days after the formal hearing has been concluded.



Title 15 Revenue

Chapter 116 Fish and Game Licensing and Seafood Marketing Assessment

Article 1 License Officers



Contents



Next



Previous



Query



Next Hit



Prev. Hit



Home



How to Query



[15 AAC 116.021. Qualifications for appointment as a license officer](#)

(a) A natural person may apply for appointment as a license officer, if that person is at least 18 years of age. A business entity may apply for appointment, if the person operating the business has obtained an Alaska business license.

(b) If an applicant is a business entity, the applicant must designate an individual who is employed by the applicant as the person who will be responsible for carrying out the duties of a license officer. For each business entity applicant, the department will not appoint more than one license officer at each store or other site of business of the applicant. Additional persons, however, may be authorized to issue licenses under 15 AAC [116.050](#).

(c) The department will, in its discretion, deny appointment to any person who has failed to perform the duties of a license officer in accordance with the terms of a contract of appointment at any time during the preceding three years.

(d) The department will, in its discretion, deny appointment upon a finding that a particular area or locale is adequately served by existing license officers and that appointment of an additional license officer would not benefit the public. If the department denies an applicant appointment under this subsection, the department will advise the applicant in writing of its decision and will list the name and address of each license officer in the area or locale of the applicant.

(e) A person who has been convicted of a felony within the preceding five years will not be appointed as a license officer.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.380](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#) (2)

[15 AAC 116.030. Obligations and duties of license officers](#)

(a) Each license officer must enter into a contract of appointment with the department before commencing duties as a license officer. The contract must be on a form provided by the department and must state

(1) the term of the appointment, not to exceed three years;

(2) the class or classes of licenses the license officer is authorized to sell;

(3) the reporting and accounting period and other reporting and accounting obligations of the license officer;

(4) the right of the department to audit or examine the books and inventory of the license officer;

(5) the duty of the license officer to account for all money collected and the right of the department to receive from the license officer all money except the license officer's commission;

(6) the duty of the license officer or the officer's employees to administer oaths to license applicants in the manner prescribed by the department; and

(7) any other matters specified in 15 AAC [116.010](#) - 15 AAC [116.310](#), or other matters which the department determines to be appropriate.

(b) Except as provided in (c) of this section, the department will provide a blanket bond applicable to all license officers in an amount of not less than \$2,000. Each license officer must complete all forms necessary to obtain coverage under this bond.

(c) If, based on the past or expected performance of a license officer, the department determines that the amount of money which a license officer will handle during the term of his appointment is more than four times the amount of the bond coverage provided under (b) of this section, and that the interests of the state are not otherwise adequately protected, the department will, in its discretion, require the applicant to post a bond in an amount established by the department.

(d) Where the amount of money a license officer handles during the term of his appointment justifies such action, the department will, in its discretion, require that the license officer establish a bank account to which the license officer must deposit all fees collected for licenses. Alternatively, the department will, in its discretion, require that the license officer deposit fees collected for licenses directly to an account established by the department for that purpose. If the department imposes these requirements on a license officer, the requirements will be stated in the contract or in an amended contract between the department and the license officer.

(e) If a license officer fails to perform duties and obligations in strict accordance with the terms of the contract, the department will, in its discretion, give to the license officer notice of the officer's noncompliance and a demand for compliance. If the license officer fails to remedy the noncompliance after notice and demand, the department will, in its discretion, terminate the officer's appointment in accordance with 15 AAC [116.060](#) and, in addition, take any other action necessary to protect the state's interests, including commencement of suit.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.360](#)

[AS 16.05.380](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#) (2)

15 AAC 116.040. Compensation

(a) In addition to the amount a license officer is authorized to retain under [AS 16.05.390](#) (a)(1), a license officer is entitled to compensation at the rate of \$1 for each license and each tag sold, except commercial fishing licenses sold under [AS 16.05.440](#) - 16.05.480. However, if a license officer sells less than 50 licenses and tags during the year, the officer is entitled to receive \$50 compensation for that year.

(b) The department will pay license officers quarterly, except that no payment will be made unless the cumulative amount due to a license officer under [AS 16.05.390](#) (a)(2) equals or exceeds \$50 after the deductions authorized by (d) of this section. If a license officer's cumulative sales are less than 50 licenses and tags on December 31, the department will pay the license officer \$50 compensation for the calendar year.

(c) Calculation of the compensation due a license officer under [AS 16.05.390](#) will be based only on reports and proceeds actually received by the department by the end of each calendar quarter. Compensation for licenses sold in one quarter and reported the following quarter must be included in the calculation for the current quarter. However, if a license officer reports licenses sold in one calendar year on the next calendar year report, and the officer's total sales for the previous year were less than 50 licenses and tags, the difference between 50 and the number of licenses and tags actually sold will be

deducted from the year reported and added to the previous year's sales. This will be done to ensure that the license officer is not paid twice for these sales.

(d) If the department determines that the license officer has submitted to the department less than the full amount due, the department, before making payment of the compensation authorized by [AS 16.05.390](#) (a)(2) and this section, will deduct from the compensation the difference between the amount due and the amount submitted to the department. The department will inform the license officer, in writing, of all deductions.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.380](#)

[AS 16.05.390](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#)

15 AAC 116.050. Employees of license officers

(a) Employees of a license officer may issue licenses under the authority of the license officer if the employer-license officer complies with the requirements of (b) of this section. An employee who is authorized to issue licenses under (b) of this section has all the rights, duties, obligations, and authority of a license officer except as limited by (c) of this section or as limited by the employer.

(b) An employer-license officer shall submit to the department, on a form provided by the department, the name of an employee who will be issuing licenses under the authority of the employer-license officer. A separate form must be submitted for each employee who will be issuing licenses. The form must be signed by both the employer-license officer and the employee. Any failure or default by the employee, including failure to account for all money, will be considered a failure or default by the employer-license officer, and the department will, in its discretion, take action against the employee, the employer-license officer, or both.

(c) The employer-license officer is responsible for the submission of all reports and the accounting of all money collected by the employee. The compensation authorized by [AS 16.05.390](#) (a) will be paid to the employer-license officer. The employee will have no right or interest in the compensation. Upon the termination of the employee's

employment, or at the request of the employer-license officer, the employee's licensing authority will immediately terminate. Employees shall sign license applications with the name of their supervising license officer followed by a notation which states the license is issued "by" the employee, who shall identify himself or herself either by full name or by complete initials.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.380](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#)

15 AAC 116.060. Suspension or revocation of license officer appointment

(a) If the department intends to suspend or revoke a license officer appointment issued under this chapter, the department will give the license officer 30 days' notice of the intended suspension or revocation. If the basis for suspension or revocation still exists on the 30th day, the department will notify the license officer of immediate suspension or revocation, unless an appeal under (d) of this section has been timely filed by the license officer. Upon suspension or revocation of an appointment, all money collected, except the license officer's commission, is due and payable as provided in 15 AAC [116.070](#).

(b) The basis for suspension or revocation of a license officer appointment may include any of the following circumstances:

(1) notice of bond cancellation is received by the department;

(2) a discrepancy exists between the license officer's records or returns required to be filed with the department and the department's audit or examination of the license officer's books and inventory;

(3) the license officer fails to collect fees or fails to pay to the department money due to the department;

(4) a renewal application is not timely filed;

(5) the license officer fails to meet any of the conditions specified or required by [AS 16.05](#), 15 AAC [116](#), or by the contract itself; or

(6) the license officer knowingly or wilfully issues, or causes to be issued, a license or tag to an individual who has attempted to take or has taken an animal or fish for which the license or tag should have been acquired before the hunting or fishing activity.

(c) When a license officer appointment is revoked under this section, the license officer may not apply for a new appointment for three years after the date of revocation. The date of suspension or revocation is the date on which the notice of immediate suspension or revocation is issued. If a formal hearing has been requested, the date of suspension or revocation is the date of the hearing decision.

(d) If a person is aggrieved by a notice of intended suspension or revocation, that person may appeal to the department and may request a formal hearing under the procedures set out in [AS 43.05.240](#) (c) and 15 AAC [05.001](#), 15 AAC [05.010\(a\)](#) (2) - (4) and (b), 15 AAC [05.030\(a\)](#) and (d) - (p), 15 AAC [05.035](#) - 15 AAC [05.040](#), and 15 AAC [05.050\(c\)](#) . The appeal must be submitted to the department in person or by mail within 10 days after the date of mailing the notice of intended revocation by the department. Failure to request a hearing within the time provided in this section waives the license officer's right to a hearing.

(e) Upon receipt of a timely appeal under (d) of this section, the department will schedule a formal hearing to be held within 10 working days after the receipt of the appeal form. If the department determines that a correction is warranted, the department will make the correction. A written decision concerning the appeal will be issued within 10 working days after the formal hearing has been concluded.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.340](#)

[AS 16.05.380](#)

[AS 16.05.390](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#)



Title 15 Revenue

Chapter 116 Fish and Game Licensing and Seafood Marketing Assessment

Article 1 License Officers



Contents



Next



Previous



Query



Next Hit



Prev. Hit



Home



How to Query



[15 AAC 116.030. Obligations and duties of license officers](#)

(a) Each license officer must enter into a contract of appointment with the department before commencing duties as a license officer. The contract must be on a form provided by the department and must state

(1) the term of the appointment, not to exceed three years;

(2) the class or classes of licenses the license officer is authorized to sell;

(3) the reporting and accounting period and other reporting and accounting obligations of the license officer;

(4) the right of the department to audit or examine the books and inventory of the license officer;

(5) the duty of the license officer to account for all money collected and the right of the department to receive from the license officer all money except the license officer's commission;

(6) the duty of the license officer or the officer's employees to administer oaths to license applicants in the manner prescribed by the department; and

(7) any other matters specified in 15 AAC [116.010](#) - 15 AAC [116.310](#), or other matters which the department determines to be appropriate.

(b) Except as provided in (c) of this section, the department will provide a blanket bond applicable to all license officers in an amount of not less than \$2,000. Each license officer must complete all forms necessary to obtain coverage under this bond.

(c) If, based on the past or expected performance of a license officer, the department determines that the amount of money which a license officer will handle during the term of his appointment is more than four times the amount of the bond coverage provided under (b) of this section, and that the interests of the state are not otherwise adequately protected, the department will, in its discretion, require the applicant to post a bond in an amount established by the department.

(d) Where the amount of money a license officer handles during the term of his appointment justifies such action, the department will, in its discretion, require that the license officer establish a bank account to which the license officer must deposit all fees

collected for licenses. Alternatively, the department will, in its discretion, require that the license officer deposit fees collected for licenses directly to an account established by the department for that purpose. If the department imposes these requirements on a license officer, the requirements will be stated in the contract or in an amended contract between the department and the license officer.

(e) If a license officer fails to perform duties and obligations in strict accordance with the terms of the contract, the department will, in its discretion, give to the license officer notice of the officer's noncompliance and a demand for compliance. If the license officer fails to remedy the noncompliance after notice and demand, the department will, in its discretion, terminate the officer's appointment in accordance with 15 AAC [116.060](#) and, in addition, take any other action necessary to protect the state's interests, including commencement of suit.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.360](#)

[AS 16.05.380](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#) (2)

15 AAC 116.040. Compensation

(a) In addition to the amount a license officer is authorized to retain under [AS 16.05.390](#) (a)(1), a license officer is entitled to compensation at the rate of \$1 for each license and each tag sold, except commercial fishing licenses sold under [AS 16.05.440](#) - 16.05.480. However, if a license officer sells less than 50 licenses and tags during the year, the officer is entitled to receive \$50 compensation for that year.

(b) The department will pay license officers quarterly, except that no payment will be made unless the cumulative amount due to a license officer under [AS 16.05.390](#) (a)(2) equals or exceeds \$50 after the deductions authorized by (d) of this section. If a license officer's cumulative sales are less than 50 licenses and tags on December 31, the department will pay the license officer \$50 compensation for the calendar year.

(c) Calculation of the compensation due a license officer under [AS 16.05.390](#) will be based only on reports and proceeds actually received by the department by the end of

each calendar quarter. Compensation for licenses sold in one quarter and reported the following quarter must be included in the calculation for the current quarter. However, if a license officer reports licenses sold in one calendar year on the next calendar year report, and the officer's total sales for the previous year were less than 50 licenses and tags, the difference between 50 and the number of licenses and tags actually sold will be deducted from the year reported and added to the previous year's sales. This will be done to ensure that the license officer is not paid twice for these sales.

(d) If the department determines that the license officer has submitted to the department less than the full amount due, the department, before making payment of the compensation authorized by [AS 16.05.390](#) (a)(2) and this section, will deduct from the compensation the difference between the amount due and the amount submitted to the department. The department will inform the license officer, in writing, of all deductions.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.380](#)

[AS 16.05.390](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#)

15 AAC 116.050. Employees of license officers

(a) Employees of a license officer may issue licenses under the authority of the license officer if the employer-license officer complies with the requirements of (b) of this section. An employee who is authorized to issue licenses under (b) of this section has all the rights, duties, obligations, and authority of a license officer except as limited by (c) of this section or as limited by the employer.

(b) An employer-license officer shall submit to the department, on a form provided by the department, the name of an employee who will be issuing licenses under the authority of the employer-license officer. A separate form must be submitted for each employee who will be issuing licenses. The form must be signed by both the employer-license officer and the employee. Any failure or default by the employee, including failure to account for all money, will be considered a failure or default by the employer-license officer, and the department will, in its discretion, take action against the employee, the employer-license officer, or both.

(c) The employer-license officer is responsible for the submission of all reports and the accounting of all money collected by the employee. The compensation authorized by [AS 16.05.390](#) (a) will be paid to the employer-license officer. The employee will have no right or interest in the compensation. Upon the termination of the employee's employment, or at the request of the employer-license officer, the employee's licensing authority will immediately terminate. Employees shall sign license applications with the name of their supervising license officer followed by a notation which states the license is issued "by" the employee, who shall identify himself or herself either by full name or by complete initials.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.380](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#)

15 AAC 116.060. Suspension or revocation of license officer appointment

(a) If the department intends to suspend or revoke a license officer appointment issued under this chapter, the department will give the license officer 30 days' notice of the intended suspension or revocation. If the basis for suspension or revocation still exists on the 30th day, the department will notify the license officer of immediate suspension or revocation, unless an appeal under (d) of this section has been timely filed by the license officer. Upon suspension or revocation of an appointment, all money collected, except the license officer's commission, is due and payable as provided in 15 AAC [116.070](#).

(b) The basis for suspension or revocation of a license officer appointment may include any of the following circumstances:

(1) notice of bond cancellation is received by the department;

(2) a discrepancy exists between the license officer's records or returns required to be filed with the department and the department's audit or examination of the license officer's books and inventory;

(3) the license officer fails to collect fees or fails to pay to the department money due to the department;

(4) a renewal application is not timely filed;

(5) the license officer fails to meet any of the conditions specified or required by [AS 16.05](#), 15 AAC [116](#), or by the contract itself; or

(6) the license officer knowingly or wilfully issues, or causes to be issued, a license or tag to an individual who has attempted to take or has taken an animal or fish for which the license or tag should have been acquired before the hunting or fishing activity.

(c) When a license officer appointment is revoked under this section, the license officer may not apply for a new appointment for three years after the date of revocation. The date of suspension or revocation is the date on which the notice of immediate suspension or revocation is issued. If a formal hearing has been requested, the date of suspension or revocation is the date of the hearing decision.

(d) If a person is aggrieved by a notice of intended suspension or revocation, that person may appeal to the department and may request a formal hearing under the procedures set out in [AS 43.05.240](#) (c) and 15 AAC [05.001](#), 15 AAC [05.010\(a\)](#) (2) - (4) and (b), 15 AAC [05.030\(a\)](#) and (d) - (p), 15 AAC [05.035](#) - 15 AAC [05.040](#), and 15 AAC [05.050\(c\)](#) . The appeal must be submitted to the department in person or by mail within 10 days after the date of mailing the notice of intended revocation by the department. Failure to request a hearing within the time provided in this section waives the license officer's right to a hearing.

(e) Upon receipt of a timely appeal under (d) of this section, the department will schedule a formal hearing to be held within 10 working days after the receipt of the appeal form. If the department determines that a correction is warranted, the department will make the correction. A written decision concerning the appeal will be issued within 10 working days after the formal hearing has been concluded.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.340](#)

[AS 16.05.380](#)

[AS 16.05.390](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#)

15 AAC 116.070. Fees, reports, and license inventory due when license officer appointment expired, suspended, or revoked

The reporting and accounting obligations of the license officer, all money collected, except the license officer's commission, and all license inventory are due by the last day of the month following the month during which the license officer appointment expired, was suspended, or was revoked.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.340](#)

[AS 16.05.380](#)

[AS 16.05.390](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#)

Title 15 Revenue
Chapter 116 Fish and Game Licensing and Seafood Marketing Assessment
Article 1 License Officers





Contents



Next



Previous



Query



Next Hit



Prev. Hit



Home



How to Query



[15 AAC 116.040. Compensation](#)

(a) In addition to the amount a license officer is authorized to retain under [AS 16.05.390](#) (a)(1), a license officer is entitled to compensation at the rate of \$1 for each license and each tag sold, except commercial fishing licenses sold under [AS 16.05.440](#) - 16.05.480. However, if a license officer sells less than 50 licenses and tags during the year, the officer is entitled to receive \$50 compensation for that year.

(b) The department will pay license officers quarterly, except that no payment will be made unless the cumulative amount due to a license officer under [AS 16.05.390](#) (a)(2) equals or exceeds \$50 after the deductions authorized by (d) of this section. If a license officer's cumulative sales are less than 50 licenses and tags on December 31, the department will pay the license officer \$50 compensation for the calendar year.

(c) Calculation of the compensation due a license officer under [AS 16.05.390](#) will be based only on reports and proceeds actually received by the department by the end of each calendar quarter. Compensation for licenses sold in one quarter and reported the following quarter must be included in the calculation for the current quarter. However, if a license officer reports licenses sold in one calendar year on the next calendar year report, and the officer's total sales for the previous year were less than 50 licenses and tags, the difference between 50 and the number of licenses and tags actually sold will be deducted from the year reported and added to the previous year's sales. This will be done to ensure that the license officer is not paid twice for these sales.

(d) If the department determines that the license officer has submitted to the department less than the full amount due, the department, before making payment of the compensation authorized by [AS 16.05.390](#) (a)(2) and this section, will deduct from the compensation the difference between the amount due and the amount submitted to the department. The department will inform the license officer, in writing, of all deductions.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.380](#)

[AS 16.05.390](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#)[**15 AAC 116.050. Employees of license officers**](#)

(a) Employees of a license officer may issue licenses under the authority of the license officer if the employer-license officer complies with the requirements of (b) of this section. An employee who is authorized to issue licenses under (b) of this section has all the rights, duties, obligations, and authority of a license officer except as limited by (c) of this section or as limited by the employer.

(b) An employer-license officer shall submit to the department, on a form provided by the department, the name of an employee who will be issuing licenses under the authority of the employer-license officer. A separate form must be submitted for each employee who will be issuing licenses. The form must be signed by both the employer-license officer and the employee. Any failure or default by the employee, including failure to account for all money, will be considered a failure or default by the employer-license officer, and the department will, in its discretion, take action against the employee, the employer-license officer, or both.

(c) The employer-license officer is responsible for the submission of all reports and the accounting of all money collected by the employee. The compensation authorized by [AS 16.05.390](#) (a) will be paid to the employer-license officer. The employee will have no right or interest in the compensation. Upon the termination of the employee's employment, or at the request of the employer-license officer, the employee's licensing authority will immediately terminate. Employees shall sign license applications with the name of their supervising license officer followed by a notation which states the license is issued "by" the employee, who shall identify himself or herself either by full name or by complete initials.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.380](#)

[AS 16.05.460](#)[AS 43.05.080](#)[AS 44.25.020](#)[**15 AAC 116.060. Suspension or revocation of license officer appointment**](#)

(a) If the department intends to suspend or revoke a license officer appointment issued

under this chapter, the department will give the license officer 30 days' notice of the intended suspension or revocation. If the basis for suspension or revocation still exists on the 30th day, the department will notify the license officer of immediate suspension or revocation, unless an appeal under (d) of this section has been timely filed by the license officer. Upon suspension or revocation of an appointment, all money collected, except the license officer's commission, is due and payable as provided in 15 AAC [116.070](#).

(b) The basis for suspension or revocation of a license officer appointment may include any of the following circumstances:

(1) notice of bond cancellation is received by the department;

(2) a discrepancy exists between the license officer's records or returns required to be filed with the department and the department's audit or examination of the license officer's books and inventory;

(3) the license officer fails to collect fees or fails to pay to the department money due to the department;

(4) a renewal application is not timely filed;

(5) the license officer fails to meet any of the conditions specified or required by [AS 16.05](#), 15 AAC [116](#), or by the contract itself; or

(6) the license officer knowingly or wilfully issues, or causes to be issued, a license or tag to an individual who has attempted to take or has taken an animal or fish for which the license or tag should have been acquired before the hunting or fishing activity.

(c) When a license officer appointment is revoked under this section, the license officer may not apply for a new appointment for three years after the date of revocation. The date of suspension or revocation is the date on which the notice of immediate suspension or revocation is issued. If a formal hearing has been requested, the date of suspension or revocation is the date of the hearing decision.

(d) If a person is aggrieved by a notice of intended suspension or revocation, that person may appeal to the department and may request a formal hearing under the procedures set out in [AS 43.05.240](#) (c) and 15 AAC [05.001](#), 15 AAC [05.010\(a\)](#) (2) - (4) and (b), 15 AAC [05.030\(a\)](#) and (d) - (p), 15 AAC [05.035](#) - 15 AAC [05.040](#), and 15 AAC [05.050\(c\)](#). The appeal must be submitted to the department in person or by mail within 10 days after the date of mailing the notice of intended revocation by the department. Failure to request a hearing within the time provided in this section waives the license officer's right to a hearing.

(e) Upon receipt of a timely appeal under (d) of this section, the department will schedule a formal hearing to be held within 10 working days after the receipt of the appeal form. If the department determines that a correction is warranted, the department will make the correction. A written decision concerning the appeal will be issued within 10 working days after the formal hearing has been concluded.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.340](#)

[AS 16.05.380](#)

[AS 16.05.390](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#)

15 AAC 116.070. Fees, reports, and license inventory due when license officer appointment expired, suspended, or revoked

The reporting and accounting obligations of the license officer, all money collected, except the license officer's commission, and all license inventory are due by the last day of the month following the month during which the license officer appointment expired, was suspended, or was revoked.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.340](#)

[AS 16.05.380](#)

[AS 16.05.390](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#)

Article 2

Licensing

Section

[100. Qualifications for license and proof of qualification.](#)

[110. Persons exempt from licensing requirements.](#)

[120. Refund of license fees.](#)

[130. Lost or destroyed licenses.](#)

15 AAC 116.100. Qualifications for license and proof of qualification

(a) Only natural persons may be issued licenses under [AS 16.05](#) and this chapter.

(b) An applicant claiming entitlement to a resident license or special status license has the burden of proving to the license officer that he is entitled to the license and shall take an oath administered by the license officer certifying the truthfulness of the applicant's status.

(c) The license officer shall accept as adequate proof of residency an Alaska driver's license, voter registration card, school records, proof of home ownership or rental receipts, tax records, employment records, or court or other governmental agency records, showing that the applicant is a resident.

History: Eff. 3/25/83, Register 85



Title 15 Revenue

Chapter 116 Fish and Game Licensing and Seafood Marketing Assessment

Article 1 License Officers



Contents



Next



Previous



Query



Next Hit



Prev. Hit



Home



How to Query



[15 AAC 116.050. Employees of license officers](#)

(a) Employees of a license officer may issue licenses under the authority of the license officer if the employer-license officer complies with the requirements of (b) of this section. An employee who is authorized to issue licenses under (b) of this section has all the rights, duties, obligations, and authority of a license officer except as limited by (c) of this section or as limited by the employer.

(b) An employer-license officer shall submit to the department, on a form provided by the department, the name of an employee who will be issuing licenses under the authority of the employer-license officer. A separate form must be submitted for each employee who will be issuing licenses. The form must be signed by both the employer-license officer and the employee. Any failure or default by the employee, including failure to account for all money, will be considered a failure or default by the employer-license officer, and the department will, in its discretion, take action against the employee, the employer-license officer, or both.

(c) The employer-license officer is responsible for the submission of all reports and the accounting of all money collected by the employee. The compensation authorized by [AS 16.05.390](#) (a) will be paid to the employer-license officer. The employee will have no right or interest in the compensation. Upon the termination of the employee's employment, or at the request of the employer-license officer, the employee's licensing authority will immediately terminate. Employees shall sign license applications with the name of their supervising license officer followed by a notation which states the license is issued "by" the employee, who shall identify himself or herself either by full name or by complete initials.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.380](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#)

[15 AAC 116.060. Suspension or revocation of license officer appointment](#)

(a) If the department intends to suspend or revoke a license officer appointment issued under this chapter, the department will give the license officer 30 days' notice of the intended suspension or revocation. If the basis for suspension or revocation still exists on the 30th day, the department will notify the license officer of immediate suspension or revocation, unless an appeal under (d) of this section has been timely filed by the license officer. Upon suspension or revocation of an appointment, all money collected, except the license officer's commission, is due and payable as provided in 15 AAC [116.070](#).

(b) The basis for suspension or revocation of a license officer appointment may include any of the following circumstances:

(1) notice of bond cancellation is received by the department;

(2) a discrepancy exists between the license officer's records or returns required to be filed with the department and the department's audit or examination of the license officer's books and inventory;

(3) the license officer fails to collect fees or fails to pay to the department money due to the department;

(4) a renewal application is not timely filed;

(5) the license officer fails to meet any of the conditions specified or required by [AS 16.05](#), 15 AAC [116](#), or by the contract itself; or

(6) the license officer knowingly or wilfully issues, or causes to be issued, a license or tag to an individual who has attempted to take or has taken an animal or fish for which the license or tag should have been acquired before the hunting or fishing activity.

(c) When a license officer appointment is revoked under this section, the license officer may not apply for a new appointment for three years after the date of revocation. The date of suspension or revocation is the date on which the notice of immediate suspension or revocation is issued. If a formal hearing has been requested, the date of suspension or revocation is the date of the hearing decision.

(d) If a person is aggrieved by a notice of intended suspension or revocation, that person may appeal to the department and may request a formal hearing under the procedures set out in [AS 43.05.240](#) (c) and 15 AAC [05.001](#), 15 AAC [05.010\(a\)](#) (2) - (4) and (b), 15 AAC [05.030\(a\)](#) and (d) - (p), 15 AAC [05.035](#) - 15 AAC [05.040](#), and 15 AAC [05.050\(c\)](#) . The appeal must be submitted to the department in person or by mail within 10 days after the date of mailing the notice of intended revocation by the department. Failure to request a hearing within the time provided in this section waives the license officer's right to a hearing.

(e) Upon receipt of a timely appeal under (d) of this section, the department will schedule a formal hearing to be held within 10 working days after the receipt of the appeal form. If the department determines that a correction is warranted, the department will make the correction. A written decision concerning the appeal will be issued within 10 working days after the formal hearing has been concluded.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.340](#)

[AS 16.05.380](#)

[AS 16.05.390](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#)

15 AAC 116.070. Fees, reports, and license inventory due when license officer appointment expired, suspended, or revoked

The reporting and accounting obligations of the license officer, all money collected, except the license officer's commission, and all license inventory are due by the last day of the month following the month during which the license officer appointment expired, was suspended, or was revoked.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.340](#)

[AS 16.05.380](#)

[AS 16.05.390](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#)

[Article 2](#)
Licensing

Section

[100. Qualifications for license and proof of qualification.](#)

[110. Persons exempt from licensing requirements.](#)

[120. Refund of license fees.](#)

[130. Lost or destroyed licenses.](#)

[15 AAC 116.100. Qualifications for license and proof of qualification](#)

(a) Only natural persons may be issued licenses under [AS 16.05](#) and this chapter.

(b) An applicant claiming entitlement to a resident license or special status license has the burden of proving to the license officer that he is entitled to the license and shall take an oath administered by the license officer certifying the truthfulness of the applicant's status.

(c) The license officer shall accept as adequate proof of residency an Alaska driver's license, voter registration card, school records, proof of home ownership or rental receipts, tax records, employment records, or court or other governmental agency records, showing that the applicant is a resident.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.330](#)

[AS 16.05.360](#)

[AS 16.05.450](#)

[AS 43.05.080](#)

[AS 44.25.020](#)**15 AAC 116.110. Persons exempt from licensing requirements**

(a) A person who is 60 years of age or older and who has been a resident of Alaska for one year or more, and is currently a resident, may apply for a permanent identification card from the department for purposes of [AS 16.05.400](#) . In this subsection, "one year" means any 12-consecutive-month period preceding the date of application.

(b) A person who has lawfully obtained a permanent identification card under (a) of this section is not required to obtain hunting, fishing, or trapping licenses to engage in those activities.

(c) If a person who has been issued a permanent identification card ceases to be a resident of Alaska, that person must surrender the card to the department.

History: Eff. 3/25/83, Register 85; am 6/17/84, Register 90



Title 15 Revenue

Chapter 116 Fish and Game Licensing and Seafood Marketing Assessment

Article 1 License Officers



Contents



Next



Previous



Query



Next Hit



Prev. Hit



Home



How to Query



[15 AAC 116.060. Suspension or revocation of license officer appointment](#)

(a) If the department intends to suspend or revoke a license officer appointment issued under this chapter, the department will give the license officer 30 days' notice of the intended suspension or revocation. If the basis for suspension or revocation still exists on the 30th day, the department will notify the license officer of immediate suspension or revocation, unless an appeal under (d) of this section has been timely filed by the license officer. Upon suspension or revocation of an appointment, all money collected, except the license officer's commission, is due and payable as provided in 15 AAC [116.070](#).

(b) The basis for suspension or revocation of a license officer appointment may include any of the following circumstances:

(1) notice of bond cancellation is received by the department;

(2) a discrepancy exists between the license officer's records or returns required to be filed with the department and the department's audit or examination of the license officer's books and inventory;

(3) the license officer fails to collect fees or fails to pay to the department money due to the department;

(4) a renewal application is not timely filed;

(5) the license officer fails to meet any of the conditions specified or required by [AS 16.05](#), 15 AAC [116](#), or by the contract itself; or

(6) the license officer knowingly or wilfully issues, or causes to be issued, a license or tag to an individual who has attempted to take or has taken an animal or fish for which the license or tag should have been acquired before the hunting or fishing activity.

(c) When a license officer appointment is revoked under this section, the license officer may not apply for a new appointment for three years after the date of revocation. The date of suspension or revocation is the date on which the notice of immediate suspension or revocation is issued. If a formal hearing has been requested, the date of suspension or revocation is the date of the hearing decision.

(d) If a person is aggrieved by a notice of intended suspension or revocation, that person may appeal to the department and may request a formal hearing under the procedures set out in [AS 43.05.240](#) (c) and 15 AAC [05.001](#), 15 AAC [05.010\(a\)](#) (2) - (4) and (b), 15 AAC

[05.030\(a\)](#) and (d) - (p), 15 AAC [05.035](#) - 15 AAC [05.040](#), and 15 AAC [05.050\(c\)](#) . The appeal must be submitted to the department in person or by mail within 10 days after the date of mailing the notice of intended revocation by the department. Failure to request a hearing within the time provided in this section waives the license officer's right to a hearing.

(e) Upon receipt of a timely appeal under (d) of this section, the department will schedule a formal hearing to be held within 10 working days after the receipt of the appeal form. If the department determines that a correction is warranted, the department will make the correction. A written decision concerning the appeal will be issued within 10 working days after the formal hearing has been concluded.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.340](#)

[AS 16.05.380](#)

[AS 16.05.390](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#)

15 AAC 116.070. Fees, reports, and license inventory due when license officer appointment expired, suspended, or revoked

The reporting and accounting obligations of the license officer, all money collected, except the license officer's commission, and all license inventory are due by the last day of the month following the month during which the license officer appointment expired, was suspended, or was revoked.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.340](#)

[AS 16.05.380](#)

[AS 16.05.390](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#)

[Article 2](#)
Licensing

Section

[100. Qualifications for license and proof of qualification.](#)

[110. Persons exempt from licensing requirements.](#)

[120. Refund of license fees.](#)

[130. Lost or destroyed licenses.](#)

[15 AAC 116.100. Qualifications for license and proof of qualification](#)

(a) Only natural persons may be issued licenses under [AS 16.05](#) and this chapter.

(b) An applicant claiming entitlement to a resident license or special status license has the burden of proving to the license officer that he is entitled to the license and shall take an oath administered by the license officer certifying the truthfulness of the applicant's status.

(c) The license officer shall accept as adequate proof of residency an Alaska driver's license, voter registration card, school records, proof of home ownership or rental receipts, tax records, employment records, or court or other governmental agency records, showing that the applicant is a resident.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.330](#)

[AS 16.05.360](#)

[AS 16.05.450](#)

[AS 43.05.080](#)

[AS 44.25.020](#)

[15 AAC 116.110. Persons exempt from licensing requirements](#)

(a) A person who is 60 years of age or older and who has been a resident of Alaska for one year or more, and is currently a resident, may apply for a permanent identification card from the department for purposes of [AS 16.05.400](#) . In this subsection, "one year" means any 12-consecutive-month period preceding the date of application.

(b) A person who has lawfully obtained a permanent identification card under (a) of this section is not required to obtain hunting, fishing, or trapping licenses to engage in those activities.

(c) If a person who has been issued a permanent identification card ceases to be a resident of Alaska, that person must surrender the card to the department.

History: Eff. 3/25/83, Register 85; am 6/17/84, Register 90

Authority: [AS 16.05.400](#)

[AS 43.05.080](#)

[AS 44.25.020](#)

[15 AAC 116.120. Refund of license fees](#)

(a) License officers may not refund license fees. A person who wishes a refund of a license fee must apply directly to the department.

(b) A refund of a license fee will be granted by the department only if the licensee or his representative demonstrates that

(1) he or she was unable to make any use of the license as a result of death, or serious, disabling illness or injury occurring after purchase of the license and before the opening of any season for which the license could have been used; in the case of illness or injury, the illness or injury must have lasted until all seasons for which the license could be used are closed;

(2) the opening of all seasons to which the license applied were permanently cancelled, rendering the license unusable at any time during the year for which it was issued; or

(3) other extraordinary circumstances beyond the control and reasonable anticipation of the licensee exist, which the department determines to justify a refund.

(c) Refunds will not be made because a licensee was unsuccessful in his efforts to catch or kill fish or game or obtain employment as a crew member. Refunds will not be made because a licensee is unable to conduct the licensed activity due to scheduling difficulties, transportation problems, misconduct of a guide or other circumstances which prevent the licensee from undertaking the activity he had planned but which do not totally foreclose the licensee from undertaking licensed activities at either a previous or subsequent time.

History: Eff. 3/25/83, Register 85



Title 15 Revenue

Chapter 116 Fish and Game Licensing and Seafood Marketing Assessment

Article 1 License Officers



Contents



Next



Previous



Query



Next Hit



Prev. Hit



Home



How to Query



[15 AAC 116.070. Fees, reports, and license inventory due when license officer appointment expired, suspended, or revoked](#)

The reporting and accounting obligations of the license officer, all money collected, except the license officer's commission, and all license inventory are due by the last day of the month following the month during which the license officer appointment expired, was suspended, or was revoked.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.340](#)

[AS 16.05.380](#)

[AS 16.05.390](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#)

[Article 2](#)

Licensing

Section

[100. Qualifications for license and proof of qualification.](#)

[110. Persons exempt from licensing requirements.](#)

[120. Refund of license fees.](#)

[130. Lost or destroyed licenses.](#)

[15 AAC 116.100. Qualifications for license and proof of qualification](#)

- (a) Only natural persons may be issued licenses under [AS 16.05](#) and this chapter.
- (b) An applicant claiming entitlement to a resident license or special status license has the burden of proving to the license officer that he is entitled to the license and shall take an oath administered by the license officer certifying the truthfulness of the applicant's status.
- (c) The license officer shall accept as adequate proof of residency an Alaska driver's license, voter registration card, school records, proof of home ownership or rental receipts, tax records, employment records, or court or other governmental agency records, showing that the applicant is a resident.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.330](#)

[AS 16.05.360](#)

[AS 16.05.450](#)

[AS 43.05.080](#)

[AS 44.25.020](#)

15 AAC 116.110. Persons exempt from licensing requirements

- (a) A person who is 60 years of age or older and who has been a resident of Alaska for one year or more, and is currently a resident, may apply for a permanent identification card from the department for purposes of [AS 16.05.400](#) . In this subsection, "one year" means any 12-consecutive-month period preceding the date of application.
- (b) A person who has lawfully obtained a permanent identification card under (a) of this section is not required to obtain hunting, fishing, or trapping licenses to engage in those activities.
- (c) If a person who has been issued a permanent identification card ceases to be a resident of Alaska, that person must surrender the card to the department.

History: Eff. 3/25/83, Register 85; am 6/17/84, Register 90

Authority: [AS 16.05.400](#)

[AS 43.05.080](#)

[AS 44.25.020](#)

[15 AAC 116.120. Refund of license fees](#)

(a) License officers may not refund license fees. A person who wishes a refund of a license fee must apply directly to the department.

(b) A refund of a license fee will be granted by the department only if the licensee or his representative demonstrates that

(1) he or she was unable to make any use of the license as a result of death, or serious, disabling illness or injury occurring after purchase of the license and before the opening of any season for which the license could have been used; in the case of illness or injury, the illness or injury must have lasted until all seasons for which the license could be used are closed;

(2) the opening of all seasons to which the license applied were permanently cancelled, rendering the license unusable at any time during the year for which it was issued; or

(3) other extraordinary circumstances beyond the control and reasonable anticipation of the licensee exist, which the department determines to justify a refund.

(c) Refunds will not be made because a licensee was unsuccessful in his efforts to catch or kill fish or game or obtain employment as a crew member. Refunds will not be made because a licensee is unable to conduct the licensed activity due to scheduling difficulties, transportation problems, misconduct of a guide or other circumstances which prevent the licensee from undertaking the activity he had planned but which do not totally foreclose the licensee from undertaking licensed activities at either a previous or subsequent time.

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.360](#)

[AS 16.05.450](#)

[AS 43.05.080](#)

[AS 44.25.020](#)

15 AAC 116.130. Lost or destroyed licenses

- (a) A person who has lost or destroyed a license may apply to the department or any license officer for a duplicate license.
- (b) Application for a duplicate license must be made on a form approved by the department for that purpose and must be made under penalty of perjury.
- (c) A person who makes a false statement as to a material fact on an application is subject to the penalties provided in [AS 16.05.430](#) or [AS 16.05.665](#) .

History: Eff. 3/25/83, Register 85



Title 15 Revenue

Chapter 116 Fish and Game Licensing and Seafood Marketing Assessment

Article 1 License Officers



Contents



Next



Previous



Query



Next Hit



Prev. Hit



Home



How to Query



+ 15 AAC 116.010. Appointment of fish and game license vendors

+ Repealed 3/25/83.



Title 15 Revenue

Chapter 116 Fish and Game Licensing and Seafood Marketing Assessment

Article 1 License Officers



Contents



Next



Previous



Query



Next Hit



Prev. Hit



Home



How to Query

**✚ 15 AAC 116.011. Appointment of license officer**

✚ (a) A person who wishes to be appointed a license officer must apply to the department for appointment on a form prescribed by the department.

(b) Appointment as a license officer is not effective until an applicant has signed and returned a contract and the department has notified the applicant that the contract has been received and accepted. However, a person may be appointed for a temporary period, not to exceed 30 days, by verbal notice which is confirmed in writing from the department, when the appointment is necessary because of the death, incapacity, resignation of a license officer serving an area, or the absence of a license officer for an area.

✚ **History:** Eff. 3/25/83, Register 85

✚ **Authority:** [AS 16.05.380](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#) (2)



Title 15 Revenue

Chapter 116 Fish and Game Licensing and Seafood Marketing Assessment

Article 1 License Officers

Error: No valid infobases found



Contents



Next



Previous



Query



Next Hit



Prev. Hit




Home



How to Query



15 AAC 116.020. Prohibited licensing

 Repealed 3/25/83.



Title 15 Revenue

Chapter 116 Fish and Game Licensing and Seafood Marketing Assessment

Article 1 License Officers



Contents



Next



Previous



Query



Next Hit



Prev. Hit



Home



How to Query



✚ 15 AAC 116.021. Qualifications for appointment as a license officer

✚ (a) A natural person may apply for appointment as a license officer, if that person is at least 18 years of age. A business entity may apply for appointment, if the person operating the business has obtained an Alaska business license.

(b) If an applicant is a business entity, the applicant must designate an individual who is employed by the applicant as the person who will be responsible for carrying out the duties of a license officer. For each business entity applicant, the department will not appoint more than one license officer at each store or other site of business of the applicant. Additional persons, however, may be authorized to issue licenses under 15 AAC [116.050](#).

(c) The department will, in its discretion, deny appointment to any person who has failed to perform the duties of a license officer in accordance with the terms of a contract of appointment at any time during the preceding three years.

(d) The department will, in its discretion, deny appointment upon a finding that a particular area or locale is adequately served by existing license officers and that appointment of an additional license officer would not benefit the public. If the department denies an applicant appointment under this subsection, the department will advise the applicant in writing of its decision and will list the name and address of each license officer in the area or locale of the applicant.

(e) A person who has been convicted of a felony within the preceding five years will not be appointed as a license officer.

✚ **History:** Eff. 3/25/83, Register 85

✚ **Authority:** [AS 16.05.380](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#) (2)



Title 15 Revenue

Chapter 116 Fish and Game Licensing and Seafood Marketing Assessment

Article 1 License Officers



Contents



Next



Previous



Query



Next Hit



Prev. Hit



Home



How to Query



✚ 15 AAC 116.030. Obligations and duties of license officers

✚ (a) Each license officer must enter into a contract of appointment with the department before commencing duties as a license officer. The contract must be on a form provided by the department and must state

(1) the term of the appointment, not to exceed three years;

(2) the class or classes of licenses the license officer is authorized to sell;

(3) the reporting and accounting period and other reporting and accounting obligations of the license officer;

(4) the right of the department to audit or examine the books and inventory of the license officer;

(5) the duty of the license officer to account for all money collected and the right of the department to receive from the license officer all money except the license officer's commission;

(6) the duty of the license officer or the officer's employees to administer oaths to license applicants in the manner prescribed by the department; and

(7) any other matters specified in 15 AAC [116.010](#) - 15 AAC [116.310](#), or other matters which the department determines to be appropriate.

(b) Except as provided in (c) of this section, the department will provide a blanket bond applicable to all license officers in an amount of not less than \$2,000. Each license officer must complete all forms necessary to obtain coverage under this bond.

(c) If, based on the past or expected performance of a license officer, the department determines that the amount of money which a license officer will handle during the term of his appointment is more than four times the amount of the bond coverage provided under (b) of this section, and that the interests of the state are not otherwise adequately protected, the department will, in its discretion, require the applicant to post a bond in an amount established by the department.

(d) Where the amount of money a license officer handles during the term of his appointment justifies such action, the department will, in its discretion, require that the license officer establish a bank account to which the license officer must deposit all fees

collected for licenses. Alternatively, the department will, in its discretion, require that the license officer deposit fees collected for licenses directly to an account established by the department for that purpose. If the department imposes these requirements on a license officer, the requirements will be stated in the contract or in an amended contract between the department and the license officer.

(e) If a license officer fails to perform duties and obligations in strict accordance with the terms of the contract, the department will, in its discretion, give to the license officer notice of the officer's noncompliance and a demand for compliance. If the license officer fails to remedy the noncompliance after notice and demand, the department will, in its discretion, terminate the officer's appointment in accordance with 15 AAC [116.060](#) and, in addition, take any other action necessary to protect the state's interests, including commencement of suit.

✚ **History:** Eff. 3/25/83, Register 85

✚ **Authority:** [AS 16.05.360](#)

[AS 16.05.380](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#) (2)



Title 15 Revenue

Chapter 116 Fish and Game Licensing and Seafood Marketing Assessment

Article 1 License Officers



Contents



Next



Previous



Query



Next Hit



Prev. Hit



Home



How to Query



[15 AAC 116.310. Definitions](#)

Unless the context indicates otherwise, in this chapter

(1) "account for all money" means delivery to the department of all fees collected and all money due the department on account of, or by virtue of, the sale, issuance, or loss of licenses by a license officer or employee; money is not accounted for until actually received by the department, and, if money is transmitted by check, until clearance of the check;

(2) "area" or "locale" means a geographical region of any size which the department determines constitutes a single region where persons within that region or adjacent regions could reasonably be expected to purchase licenses from license officers within that region;

(3) "business entity" means a corporation, partnership, or sole proprietorship, store or other single location from which a business is conducted;

(4) "contract" or "contract of appointment" means the agreement between the department and a license officer which sets out the duties and obligations of a license officer and authorizes the license officer to issue licenses;

(5) "department" means the Department of Revenue;

(6) "employee" means a person who is employed by a license officer;

(7) "license" means a license or tag, and each class or type of license, which the department issues under [AS 16.05.330](#) , 16.05.340, 16.05.450(a), 16.05.480(a), and this chapter;

(8) "licensee" means a natural person who purchases one or more licenses;

(9) "license officer" means a person who has entered into a contract with the department for the purpose of being appointed and authorized to take applications and issue one or more classes of licenses; it includes employees who are authorized to issue licenses by an employer-license officer; and

(10) "resident" means resident as defined in [AS 16.05.940](#) (14).

History: Eff. 3/25/83, Register 85

Authority: [AS 16.05.330](#)

[AS 16.05.360](#)

[AS 16.05.380](#)

[AS 16.05.390](#)

[AS 16.05.450](#)

[AS 16.05.460](#)

[AS 16.05.940](#)

[AS 43.05.080](#)

[AS 44.25.020](#) (2)

[Article 4](#)

Seafood Marketing Assessment on Processors

Section

[600. Imposition of seafood marketing assessment.](#)

[610. Filing the return.](#)

[620. Extension of time for filing return.](#)

[630. Administration and enforcement.](#)

[640 - 660. \(Reserved\).](#)

[670. Processors eligible for elections.](#)

[680. Elections imposing, amending or terminating the assessment.](#)

[690. \(Reserved\).](#)

[700. Definitions.](#)

[15 AAC 116.600. Imposition of seafood marketing assessment](#)

- (a) There is imposed an assessment under [AS 16.51.120](#) on the total value paid for seafood products by all processors, except on those transactions excluded from liability for tax under [AS 43.75](#) as provided in [AS 43.75.017](#) , for the calendar year 1982 and each year following until amended or terminated under [AS 16.51.140](#) or [AS 16.51.130](#) . The assessment is on all processors whose value paid for seafood products during a calendar year is at least \$50,000, and is calculated at the rate of .2 percent of the total value paid for the seafood products.
- (b) All processors shall file returns under 15 AAC [116.610](#) and shall pay the total assessment due under this chapter on or before March 31 after the close of the calendar year to which the assessment applies.
- (c) A processor is liable for the tax under [AS 16.51](#) on the value of a seafood product processed for a person not licensed under AS 43.75.
- (d) A person taking, purchasing, or otherwise acquiring a seafood product that has not been subject to the tax imposed in [AS 16.51](#), who transports the seafood product to a point outside the taxing jurisdiction of the state for sale or processing, is liable for the tax under [AS 16.51](#) on the value of the seafood product.

History: Eff. 12/17/82, Register 84; am 4/20/94, Register 130

Authority: [AS 16.51.120](#)

[AS 43.05.080](#)

[AS 43.05.250](#)

[15 AAC 116.610. Filing the return](#)

- (a) Each processor shall file a return on a form provided by the department and remit the total amount of the assessment to the department on or before March 31 after the close of the calendar year to which the assessment applies. The information required by the return will include the following:

- (1) name of the taxpayer;
 - (2) mailing address;
 - (3) federal employer identification number or social security number;
 - (4) fisheries business license number;
 - (5) year for which tax return is being filed;
 - (6) locations of operation and vessel name, if applicable;
 - (7) total value paid for seafood products in Alaska during the calendar year for which the return is being filed;
 - (8) other information required by the department.
- (b) Processors doing business in more than one location shall, on the return, list for each business location the same information required by (a) of this section.

History: Eff. 12/17/82, Register 84

Authority: [AS 16.51.150](#)

[AS 16.51.160](#)

[AS 43.05.080](#)

[AS 43.05.250](#)

[15 AAC 116.620. Extension of time for filing return](#)

(a) Upon a showing of good cause, the department will, in its discretion, grant a reasonable extension of time, not to exceed 180 days in the aggregate, for filing a return. An extension of time for filing a return does not extend the time for the payment of the assessment. An estimated payment must be remitted with the request for an extension along with an explanation showing how the estimate was determined. The estimated payment must be equal to or greater than 90 percent of the actual liability shown on the return ultimately filed within the approved extension period in order to avoid failure-to-pay penalties under [AS 43.05.220](#) (a) and 15 AAC [05.210\(b\)](#) .

(b) The application for an extension of time for filing the return must be in writing and

addressed to the department and must contain a full statement of the causes for the delay. It must be filed no later than 15 calendar days before the date the return is due.

(c) If an extension of time for filing the return is granted, the return must be filed before the expiration of the period of extension.

(d) If an application for extension is denied, the return must be filed within 10 calendar days after the date the notice of denial is mailed by the department or 10 calendar days after the March 31 due date, whichever is later.

History: Eff. 12/17/82, Register 84

Authority: [AS 16.51.160](#)

[AS 43.05.080](#)

[15 AAC 116.630. Administration and enforcement](#)

The provisions of [AS 43.05.010](#) - 43.05.290, [AS 43.10.010](#) - 43.10.200 and 15 AAC [05](#) and 15 AAC [10](#), apply to the administration of the assessment imposed by this chapter and they include the following:

- (1) the confidentiality of tax return information is provided for under [AS 43.05.230](#) ;
- (2) the availability of taxpayer remedies is provided for under [AS 43.05.240](#) and 15 AAC 05.005 - 15 AAC [05.050](#);
- (3) the imposition of penalties for failure to file a return or pay the assessment required by this chapter will be calculated as provided in [AS 43.05.220](#) and 15 AAC [05.200](#) - 15 AAC [05.230](#);
- (4) interest on assessments not timely paid will be calculated under [AS 43.05.225](#) ; and
- (5) the prosecution of criminal violations and the collection of the assessment under this chapter is provided for under [AS 43.10.010](#) .

History: Eff. 12/17/82, Register 84



Title 15 Revenue

Chapter 116 Fish and Game Licensing and Seafood Marketing Assessment

Article 3 Miscellaneous and General Licensing Provisions



Contents



Next



Previous



Query



Next Hit



Prev. Hit



Home



How to Query



✚ 15 AAC 116.040. Compensation

✚ (a) In addition to the amount a license officer is authorized to retain under [AS 16.05.390](#) (a)(1), a license officer is entitled to compensation at the rate of \$1 for each license and each tag sold, except commercial fishing licenses sold under [AS 16.05.440](#) - 16.05.480. However, if a license officer sells less than 50 licenses and tags during the year, the officer is entitled to receive \$50 compensation for that year.

(b) The department will pay license officers quarterly, except that no payment will be made unless the cumulative amount due to a license officer under [AS 16.05.390](#) (a)(2) equals or exceeds \$50 after the deductions authorized by (d) of this section. If a license officer's cumulative sales are less than 50 licenses and tags on December 31, the department will pay the license officer \$50 compensation for the calendar year.

(c) Calculation of the compensation due a license officer under [AS 16.05.390](#) will be based only on reports and proceeds actually received by the department by the end of each calendar quarter. Compensation for licenses sold in one quarter and reported the following quarter must be included in the calculation for the current quarter. However, if a license officer reports licenses sold in one calendar year on the next calendar year report, and the officer's total sales for the previous year were less than 50 licenses and tags, the difference between 50 and the number of licenses and tags actually sold will be deducted from the year reported and added to the previous year's sales. This will be done to ensure that the license officer is not paid twice for these sales.

(d) If the department determines that the license officer has submitted to the department less than the full amount due, the department, before making payment of the compensation authorized by [AS 16.05.390](#) (a)(2) and this section, will deduct from the compensation the difference between the amount due and the amount submitted to the department. The department will inform the license officer, in writing, of all deductions.

✚ **History:** Eff. 3/25/83, Register 85

✚ **Authority:** [AS 16.05.380](#)

[AS 16.05.390](#)

[AS 16.05.460](#)

[AS 43.05.080](#)

[AS 44.25.020](#)



Title 15 Revenue

Chapter 116 Fish and Game Licensing and Seafood Marketing Assessment

Article 1 License Officers